



California Regulatory Notice Register

REGISTER 2010, NO. 6-Z

PUBLISHED WEEKLY BY THE OFFICE OF ADMINISTRATIVE LAW

FEBRUARY 5, 2010

PROPOSED ACTION ON REGULATIONS

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

Conflict of Interest Codes — Notice File No. Z2010-0126-02 177

Adoption

STATE: California Partnership for the San Joaquin Valley

Amendment

Business, Transportation, and Housing

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

Economic Interest, Defined: Source of Income — Notice File No. Z2010-0126-11 178

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

Source of Gifts — Notice File No. Z2010-0126-12 179

TITLE 2. STATE LANDS COMMISSION

Reporting Requirements for Performance Standards — Notice File No. Z2010-0121-01 180

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

Asian Citrus Psyllid Interior Quarantine — Notice File No. Z2010-0125-02 183

TITLE 10. MANAGED RISK MEDICAL INSURANCE BOARD

AIM-Eliminate Durational Residency Requirement — Notice File No. Z2010-0125-03 185

TITLE 15. DEPARTMENT OF CORRECTIONS AND REHABILITATION

Visiting Guidelines and Searches and Inspections — Notice File No. Z2010-0125-01 187

TITLE 17. AIR RESOURCES BOARD

Area Designations for State Ambient Air Quality Standards — Notice File No. Z2010-0126-01 189

GENERAL PUBLIC INTEREST

DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING

California Employer Identification Report — List of Prospective Contractors Unable to Enter

Into State Contracts 193

(Continued on next page)

*Time-
Dated
Material*

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

<i>Announcement of Public Comment Period for the Final Draft on the Child-Specific Reference Dose (chRD) for Chloryrifos for Use in Assessing Health Risks at Existing and Proposed School Sites</i>	193
----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

<i>Announcement of Second Public Hearing Regarding Proposed Public Health Goals for Benzo(a)pyrene and Styrene in Drinking Water</i>	194
------------------------------------------------------------------------------------------------------------------------------------------------	-----

PROPOSITION 65

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

<i>Chemicals Listed Effective February 5, 2010 as Known to the State of California to Cause Cancer</i>	195
------------------------------------------------------------------------------------------------------------------	-----

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

<i>Chemicals Known to the State to Cause Cancer or Reproductive Toxicity</i>	195
----------------------------------------------------------------------------------------	-----

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

<i>Notice of Intent to List Bromochloroacetic Acid and Cumene</i>	213
-----------------------------------------------------------------------------	-----

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

<i>Notice of Intent to List Diclofop-Methyl and Epoxiconazole</i>	215
-----------------------------------------------------------------------------	-----

OAL REGULATORY DETERMINATIONS

DEPARTMENT OF CORRECTIONS AND REHABILITATION

<i>Department Operations Manual (DOM) — Administrative Bulletin Issued by the CDCR and Other Rules Regarding Personal Property</i>	217
----------------------------------------------------------------------------------------------------------------------------------------------	-----

DEPARTMENT OF CORRECTIONS AND REHABILITATION

<i>Policy Concerning Attendance at Religious Banquets</i>	219
---------------------------------------------------------------------	-----

SUMMARY OF REGULATORY ACTIONS

Regulations filed with the Secretary of State	221
Sections Filed, August 26, 2009 to January 27, 2010	225

The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

CALIFORNIA REGULATORY NOTICE REGISTER (USPS 002-931), (ISSN 1041-2654) is published weekly by the Office of Administrative Law, 300 Capitol Mall, Suite 1250, Sacramento, CA 95814-4339. The Register is printed by Barclays, a subsidiary of West, a Thomson Reuters Business, and is offered by subscription for \$205.00 (annual price). To order or make changes to current subscriptions, please call (800) 888-3600. "Periodicals Postage Paid in Saint Paul, MN." **POSTMASTER:** Send address changes to the: CALIFORNIA REGULATORY NOTICE REGISTER, Barclays, a subsidiary of West, a Thomson Reuters Business, P.O. Box 2006, San Francisco, CA 94126. The Register can also be accessed at <http://www.oal.ca.gov>.

PROPOSED ACTION ON REGULATIONS

Information contained in this document is published as received from agencies and is not edited by Thomson Reuters.

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, pursuant to the authority vested in it by Sections 82011, 87303, and 87304 of the Government Code to review proposed conflict-of-interest codes, will review the proposed/amended conflict-of-interest codes of the following:

CONFLICT-OF-INTEREST CODES

ADOPTION

STATE: California Partnership for the San Joaquin Valley

AMENDMENT

STATE: Business, Transportation, and Housing

A written comment period has been established commencing on **February 5, 2010**, and closing on **March 22, 2010**. Written comments should be directed to the Fair Political Practices Commission, Attention **Cynthia Fisher**, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict-of-interest code(s) will be submitted to the Commission's Executive Director for his review, unless any interested person or his or her duly authorized representative requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

The Executive Director of the Commission will review the above-referenced conflict-of-interest code(s), proposed pursuant to Government Code Section 87300, which designate, pursuant to Government Code Section 87302, employees who must disclose certain investments, interests in real property and income.

The Executive Director of the Commission, upon his or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Director of the Commission, relative to review of the proposed conflict-of-interest code(s). Any written comments must be received no later than **March 22, 2010**. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

COST TO LOCAL AGENCIES

There shall be no reimbursement for any new or increased costs to local government which may result from compliance with these codes because these are not new programs mandated on local agencies by the codes since the requirements described herein were mandated by the Political Reform Act of 1974. Therefore, they are not "costs mandated by the state" as defined in Government Code Section 17514.

EFFECT ON HOUSING COSTS AND BUSINESSES

Compliance with the codes has no potential effect on housing costs or on private persons, businesses or small businesses.

AUTHORITY

Government Code Sections 82011, 87303 and 87304 provide that the Fair Political Practices Commission as the code reviewing body for the above conflict-of-interest codes shall approve codes as submitted, revise the proposed code and approve it as revised, or return the proposed code for revision and re-submission.

REFERENCE

Government Code Sections 87300 and 87306 provide that agencies shall adopt and promulgate conflict-of-interest codes pursuant to the Political Reform Act and amend their codes when change is necessitated by changed circumstances.

CONTACT

Any inquiries concerning the proposed conflict-of-interest code(s) should be made to **Cynthia Fisher**, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

AVAILABILITY OF PROPOSED CONFLICT-OF-INTEREST CODES

Copies of the proposed conflict-of-interest codes may be obtained from the Commission offices or the respective agency. Requests for copies from the Commission should be made to **Cynthia Fisher**, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, under the authority vested in it by Section 83112 of the Government Code proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations.¹ The Fair Political Practices Commission will consider the proposed regulations at a public hearing on or after **March 11, 2010**, at the offices of the Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, California, commencing at approximately **10:00 a.m.** Written comments should be received at the Commission offices no later than **5:00 p.m.** on **March 9, 2010**.

BACKGROUND/OVERVIEW

For purposes of the conflict-of-interest provisions applicable to public officials under the Political Reform Act, a public official may have an economic interest in anyone from whom the official receives income of \$500 or more within 12 months prior to a governmental decision. This includes individuals as well as business entities.

These amendments are meant to clarify that when the *owner* of a business entity that has been a source of income of \$500 or more to an official comes before that official regarding a governmental decision, the official may have a disqualifying conflict of interest. The Commission has addressed this situation in advice letters, by piercing through the business entity to reach the controlling owner of the business entity. (*Hentschke* Advice Letter, No. A-80-069.)

These amendments also seek to clarify that when an official is a limited partner or general partner in a business entity and another general partner of the same busi-

ness entity is before the official regarding a governmental decision, the official may have a disqualifying conflict of interest. FPPC advice letters and a Commission opinion have stated that a limited partner and/or general partner of a business entity has an economic interest in the general partners of the business entity. (*Nagel* Advice Letter No. I-08-017, *In re Nord* (1983) 8 FPPC Ops. 6.)

These amendments are intended to address conflict of interest issues only and are not intended to change economic interest reporting obligations.

REGULATORY ACTION

Amend 2 Cal. Code Regs. Section 18703.3:

This amendment to Regulation 18703.3 will clarify that public officials may have an economic interest in owners of businesses that are sources of income to them and that public officials may also have an economic interest in the general partners of a business entity in which public officials are general or limited partners.

SCOPE

The Commission may adopt the language noticed herein, or it may choose new language to implement its decisions concerning the issues identified above or related issues.

FISCAL IMPACT STATEMENT

Fiscal Impact on Local Government. This regulation will have no fiscal impact on any local entity or program.

Fiscal Impact on State Government. This regulation will have no fiscal impact on any state entity or program.

Fiscal Impact on Federal Funding of State Programs. This regulation will have no fiscal impact on the federal funding of any state program or entity.

AUTHORITY

Government Code Section 83112 provides that the Fair Political Practices Commission may adopt, amend, and rescind rules and regulations to carry out the purposes and provisions of the Political Reform Act.

REFERENCE

The purpose of these regulations is to implement, interpret, and make specific Government Code Sections 87100 and 87103.

¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

CONTACT

Any inquiries should be made to Sukhi K. Brar, Counsel, Legal Division, Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, CA 95814; telephone (916) 322-5660 or 1-866-ASK-FPPC. Proposed regulatory language can be accessed at www.fppc.ca.gov.

TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, under the authority vested in it by Section 83112 of the Government Code proposes to adopt, amend, or repeal regulations in Title 2, Division 6 of the California Code of Regulations.¹ The Fair Political Practices Commission will consider the proposed regulations at a public hearing on or after **March 11, 2010**, at the offices of the Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, California, commencing at approximately **10:00 a.m.** Written comments should be received at the Commission offices no later than **5:00 p.m. on March 9, 2010**.

BACKGROUND/OVERVIEW

The term “gift” is defined in Section 82028(a) of the Political Reform Act (the “Act”) as:

“Any payment that confers a personal benefit on the recipient, to the extent that consideration of equal or greater value is not received and includes a rebate or discount in the price of anything of value unless the rebate or discount is made in the regular course of business to members of the public without regard to official status.”

In an effort to reduce improper influences on public officials, the Act regulates the receipt of gifts by public officials in the following ways:

- The Act places limitations on the acceptance of gifts by certain public officials. (Section 89503.) The current gift limit, which is adjusted biennially to reflect changes in the Consumer Price Index, is \$420. (Regulation 18940.2.)
- To alert the public of any potential influences from gifts, the Act imposes reporting obligations requiring certain public officials to disclose the

source of gifts aggregating \$50 or more in value. (Sections 87207(a)(1) and 87302(b).)

- The Act prohibits any public official from making, participating in making, or using his or her position to influence the outcome of a governmental decision involving the donor of a gift or gifts with an aggregate value of \$420 or more. (Sections 87100 and 87103(e).)
- In terms of gifts by lobbyists, the Act prohibits certain state officials from accepting gifts from lobbyists in excess of \$10 in a calendar month (see Sections 86201, 86203, and 86204) and requires lobbyists and certain persons making payments to influence legislative or administrative actions to disclose gifts to officials in periodic reports (Sections 86111, 86113–86116).

In implementing the Act’s gift provisions, it is essential that the source of a gift can be determined. Providing the general rule, current Regulation 18945(a) states that “[a] person is the source of a gift if the person makes a gift to an official and is not acting as an intermediary.” However, determining the source of a gift is complicated if a payment is made to a third party, or intermediary, that is then used to make a gift to an official. Guiding this determination, Regulation 18945(a)(1) currently provides the following:

“If a person makes a payment to a third party and in fact directs and controls the use of the payment to make a gift to one or more clearly identified officials, the person is the source of the gift to the official or officials.”

Additionally, to assist public officials in determining the source of a particular gift, current Regulation 18945(b) permits an official to “presume that the person delivering the gift or, if the gift is offered but has not been delivered, the person offering the gift to him or her is the source of the gift” unless:

“(1) The person delivering or offering the gift discloses to the official the actual source of the gift, or

“(2) It is clear from the surrounding circumstances at the time the gift is delivered or offered that the person delivering or offering the gift is not the actual source of the gift.”

REGULATORY ACTION

Amend 2 Cal. Code Regs. Section 18945:

The Commission will consider amending Regulation 18945 to provide additional guidance in determining the source of a gift when a payment is made to a third party and is used by the third party to make a gift to an official. More specifically, the Commission will consider a proposal specifying that a person is a source of a gift, and a third party is an intermediary of the gift, if the

¹ The Political Reform Act is contained in Government Code Sections 81000 through 91014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in Sections 18110 through 18997 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

person makes a payment to the third party used by the third party to make a gift to an official under the following circumstances:

- The person directs and controls the payment at the time it is used by the third party to make a gift to the official.
- The person and third party have agreed that the payment will be used by the third party to make a gift to an official.
- The person identifies the official to the third party as an intended beneficiary of the payment.
- The third party identifies the official to the person as an intended beneficiary of the payment.
- The official or the official's agent solicits the payment from the person to the third party to be used by the third party to make a gift to the official.

Additional proposals the Commission may consider include, but are not limited to, the following:

- Language further defining when a person making a payment to a third party, or third party receiving a payment, used to make a gift to an official has identified an official as an intended beneficiary of the payment.
- Eliminating the presumption that the person delivering or offering a gift to an official is the source of the gift if the official receives or is offered a gift from a third party, responsive to a solicitation made by the official for a payment to the third party to be used to make a gift to the official, within 12 months of the solicitation.

SCOPE

The Commission may adopt the language noticed herein, or it may choose new language to implement its decisions concerning the issues identified above or any related issues.

FISCAL IMPACT STATEMENT

Fiscal Impact on Local Government. This regulation will have no fiscal impact on any local entity or program.

Fiscal Impact on State Government. This regulation will have no fiscal impact on any state entity or program.

Fiscal Impact on Federal Funding of State Programs. This regulation will have no fiscal impact on the federal funding of any state program or entity.

AUTHORITY

Government Code Section 83112 provides that the Fair Political Practices Commission may adopt, amend,

and rescind rules and regulations to carry out the purposes and provisions of the Political Reform Act.

REFERENCE

The purpose of these regulations is to implement, interpret, and make specific Government Code Sections 82028, 86111, 86201, 87100, 87103, 87207, 87302, and 89503.

CONTACT

Any inquiries should be made to Brian G. Lau, Fair Political Practices Commission, 428 J Street, Suite 800, Sacramento, CA 95814; telephone (916) 322-5660 or 1-866-ASK-FPPC. Proposed regulatory language can be accessed at <http://www.fppc.ca.gov/index.php?id=247#2>.

TITLE 2. STATE LANDS COMMISSION

NOTICE OF PROPOSED REGULATORY ACTION

TITLE 2. ADMINISTRATION DIVISION 3. STATE PROPERTY OPERATIONS CHAPTER 1. STATE LANDS COMMISSION ARTICLE 4.7. PERFORMANCE STANDARDS FOR THE DISCHARGE OF BALLAST WATER FOR VESSELS OPERATING IN CALIFORNIA WATERS

The California State Lands Commission (Commission) proposes to adopt the regulations as described below after considering all comments, objections or recommendations regarding the proposed action.

PROPOSED REGULATORY ACTION

The Commission proposes to adopt Section 2297.1 under Article 4.7 of Title 2, Division 3, Chapter 1 of the California Code of Regulations. This section would require the master, owner, operator, agent, or person in charge of a vessel to submit to the Commission information regarding the installation and use of ballast water treatment systems on board the vessel using forms developed by the Commission. The proposed action would comply with the provisions of Public Resources Code (PRC) Section 71205(g).

The proposed regulatory forms (Section 2297.1(a) and 2297.1(b)) would specify information reporting requirements and instructions for the master, owner, operator, agent, or person in charge of a vessel, United States or foreign, that has a ballast water treatment system installed on board the vessel and has discharged treated

ballast water in the waters of the state. The reporting of this information will allow the Commission to collect and analyze data on the installation and use of ballast water treatment technologies for vessels discharging ballast in California waters. This information may guide future ballast water management actions by the Commission.

WRITTEN COMMENT PERIOD

Any interested person or his or her authorized representative may submit written comments relevant to the proposed regulatory action to the Commission. The written comment period closes at 5:00 p.m. on March 22, 2010. All written comments must be received at the Commission by that time. Written comments should be submitted to:

Nicole Dobroski
Staff Environmental Scientist
California State Lands Commission
100 Howe Avenue, Suite 100—South
Sacramento, CA 95825

PUBLIC HEARING

The Commission has not scheduled a public hearing for this proposed action. However, the Commission will hold a hearing if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days before the close of the written comment period.

AUTHORITY AND REFERENCE

Public Resources Code Section 71205(g)(2) directs the Commission to develop a form to be completed by the master, owner, operator, agent, or person in charge of a vessel. Accordingly, the proposed regulation would implement, interpret, or make specific the requirements of PRC Section 71205(g).

PRC Section 71201.7 provides the Commission with the authority to adopt regulations as necessary to implement the Marine Invasive Species Act.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

PRC Section 71205.3 requires the Commission to adopt regulations governing interim and final performance standards for the discharge of ballast water. Article 4.7 was approved in October 2007 and implements California's performance standards for the discharge of ballast water.

PRC Section 71205.3 was amended in 2008 to delay the initial implementation of the performance standards for vessels with a ballast water capacity of less than 5000 metric tons. Accordingly, Article 4.7 was amended to ensure consistency between the statute and regulation.

Article 4.7 was amended again in 2009 to require vessels to install equipment for sample collection and compliance verification with the performance standards, as required by PRC Section 71206.

Public Resources Code Section 71205(g) was adopted in 2009 and directs the Commission to develop a form(s) to be completed by the master, owner, operator, agent, or person in charge of a vessel that has a ballast water treatment system installed on board that is used to comply with Article 4.7 and has discharged ballast in waters of the state. The proposed regulation would further implement and make specific requirements regarding the performance standards for the discharge of ballast water. Specifically, the proposed amendments enable the Commission to obtain information regarding the installation and use of ballast water treatment technologies on board vessels operating in California waters.

The Commission proposes to add Section 2297.1 to Title 2, Division 3, Chapter 1, Article 4.7 of the California Code of Regulations. Section 2297.1(a), the Ballast Water Treatment Technology Annual Reporting Form, will allow the Commission to collect data on the installation and maintenance of ballast water treatment systems on board vessels on an annual basis. Section 2297.1(b), the Ballast Water Treatment Supplemental Reporting Form, will collect information on treated ballast water discharged into California waters following each discharge event. The information collected by these forms will be used to assess the implementation of California's performance standards for the discharge of ballast water. These forms comply with the provisions of PRC Sections 71205(g).

The "Treatment Technology Annual Reporting Form" and the "Ballast Water Treatment Supplemental Reporting Form" have been incorporated by reference in Sections 2297.1(a) and 2297.1(b), respectively, and are available for review in the Initial Statement of Reasons.

DISCLOSURES REGARDING THE PROPOSED ACTION

The Commission has made the following determinations:

The Commission has determined that the proposed regulation does not impose any mandates on local agencies or school districts.

The Commission has also determined that the proposed regulation does not impose any mandate requir-

ing state reimbursement to any local agency or school district, pursuant to Government Code Sections 17500 *et seq.* No other non-discretionary cost or savings imposed on local agencies is anticipated.

The Commission has determined that no costs or savings to any other state agencies are anticipated.

The Commission has determined that the proposed regulation will have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

The Commission is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

The Commission has determined that the proposed regulation will have no significant impact upon any of the following:

- (1) Creation or elimination of jobs within the State of California;
- (2) Creation of new business or the elimination of existing businesses within the State of California; and
- (3) Expansion of businesses currently doing business within the State of California.

The Commission has determined that the adoption of this regulation will not affect small businesses. None of the businesses that will be governed by these proposed regulations can be considered to be a 'small business' as defined in Gov. Code § 11342.610.

The Commission has determined that the proposed regulation will have no significant effects on housing costs.

The Commission has determined that the proposed regulation will have no impact on costs or savings in Federal funding to the State.

The Commission finds that the adoption of this regulation, which requires information reporting applying to businesses, is necessary for the health, safety, or welfare of the people of this state.

FISCAL IMPACT STATEMENT/FORM 399

The proposed regulations are reporting requirements only, as specified in PRC Section 71205(g). Therefore, minimal costs will be incurred.

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code Section 11346.5, subdivision (a)(13), the Commission must determine that no reasonable alternative it considered or that has otherwise been identified and brought to the attention of the Commission would be more effective in

carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed regulation.

The Commission invites interested persons to present statements or arguments with respect to alternatives to the proposed regulation during the written comment period.

CONTACT PERSONS

Inquiries concerning the substance of the proposed regulation may be directed to:

Maurya Falkner
Environmental Program Manager I
California State Lands Commission
Marine Facilities Division
100 Howe Avenue, Suite 100 South
Sacramento, CA 95825-8202
Telephone: (916) 574-2568
Facsimile: (916) 574-1950

Or to:

Mark A. Meier
Assistant Chief Counsel
California State Lands Commission
100 Howe Avenue, Suite 100 South
Sacramento, CA 95825-8202
Telephone: (916) 574-1853
Facsimile: (916) 574-1855

Requests for copies of the proposed text of the regulations, the initial statement of reasons, the modified text of the regulations, if any, or other information upon which the rulemaking is based should be directed to:

Nicole Dobroski
Staff Environmental Scientist
California State Lands Commission
100 Howe Avenue, Suite 100-South
Sacramento, CA 95825
Telephone: (916) 574-0742
Facsimile: (916) 574-1950
Email: dobrosn@slc.ca.gov

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Commission will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its Sacramento office listed above. As of the date this notice is published in the Notice register, the rulemaking file consists of this notice, the proposed text of the regulations and the initial statement of reasons. Copies may be obtained by contacting Nicole Dobroski at the address or telephone number listed above.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments, the Commission may adopt the proposed regulations substantially as described in this notice. If modifications are made which are sufficiently related to the original proposed text, the modified text, with changes clearly indicated, shall be made available to the public for at least fifteen days prior to the date on which the Commission adopts the regulations. Requests for copies of any modified regulations should be sent to the attention of Nicole Dobroski at the address indicated above. The Commission will accept written comments on the modified regulation for fifteen days after the date on which they are made available.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons may be obtained by contacting Nicole Dobroski at the address or telephone number listed above or by visiting the website listed below.

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Action, the Initial Statement of Reasons, the text of regulations, and any future changes or modifications to the proposed text can be accessed through our website at:

http://www.slc.ca.gov/Spec_Pub/MFD/Ballast_Water/Ballast_Water_Default.html

TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid Interior Quarantine as an emergency action that was effective on August 27, 2009. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than April 28, 2010.

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid Interior Quarantine as an emergency action that was effective on August 31, 2009. The Department proposes to con-

tinue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than April 28, 2010.

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid Interior Quarantine as an emergency action that was effective on October 30, 2009. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than April 28, 2010.

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid Interior Quarantine as an emergency action that was effective on November 16, 2009. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than April 28, 2010.

NOTICE IS HEREBY GIVEN that the Department of Food and Agriculture amended subsection 3435(b) of the regulations in Title 3 of the California Code of Regulations pertaining to Asian Citrus Psyllid Interior Quarantine as an emergency action that was effective on November 25, 2009. The Department proposes to continue the regulation as amended and to complete the amendment process by submission of a Certificate of Compliance no later than April 28, 2010.

A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than 15 days prior to the close of the written comment period. Following the public hearing if one is requested, or following the written comment period if no public hearing is requested, the Department of Food and Agriculture, at its own motion, or at the instance of any interested person, may adopt the proposal substantially as set forth without further notice.

Notice is also given that any person interested may present statements or arguments in writing relevant to the action proposed to the agency officer named below on or before March 22, 2010.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this State and determine the probability of its spread, and the feasibility of its control or eradication (Food and Agricultural Code (FAC) Section 5321).

Existing law also provides that the Secretary may establish, maintain and enforce quarantine, eradication and other such regulations as he deems necessary to protect the agricultural industry from the introduction and spread of pests (FAC Sections 401, 403, 407 and 5322). Existing law also provides that eradication regulations may proclaim any portion of the State as an eradication area and set forth the boundaries, the pest, its hosts and the methods to be used to eradicate said pest (FAC Section 5761).

The amendments of Section 3435(b) expanded regulated areas in Riverside and San Diego counties, established a regulated area in a portion of San Bernardino County, placed all of Imperial, Los Angeles and Orange counties in the regulated area, required all nursery stock within the quarantine area to be treated in a manner approved by the Department and bear labels stating that it may not be moved outside the quarantine area, allowed for the movement of regulated articles within the quarantine area and allowed for the movement of articles or commodities through a quarantine area without delay and by a direct route in an enclosed vehicle or container. The effect of these amendments was to establish authority for the State to conduct quarantine activities in these portions of the State against this pest. There is no existing, comparable federal regulation or statute.

COST TO LOCAL AGENCIES AND SCHOOL DISTRICTS

The Department of Food and Agriculture has determined that Section 3435 does not impose a mandate on local agencies or school districts, except that an agricultural commissioner of a county under quarantine has a duty to enforce Section 3435. No reimbursement is required for Section 3435 under Section 17561 of the Government Code because both of the affected county agricultural commissioners requested the change in the regulation.

The Department also has determined that the amended regulation will involve no additional costs or savings to any state agency, no reimbursable costs or savings under Part 7 (commencing with Section 17500) of Division 4 of the Government Code to local agencies or school districts, no nondiscretionary costs or savings to local agencies or school districts, and no costs or savings in federal funding to the State.

EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed actions will not affect housing costs.

EFFECT ON BUSINESSES

The Department has made an initial determination that the proposed actions will not have a significant statewide adverse economic impact directly affecting California businesses, including the ability of California businesses to compete with businesses in other states.

COST IMPACT ON REPRESENTATIVE PRIVATE PERSON OR BUSINESS

The cost impact of the amended regulation on a representative private person or business is not expected to be significantly adverse. A representative producer of citrus nursery stock could incur costs of approximately \$1.24 to \$4.61/plant in reasonable compliance with the proposed action; while a commercial citrus producer could incur costs of approximately \$300/acre.

ASSESSMENT

The Department has made an assessment that the proposed amendment to the regulation would not (1) create or eliminate jobs within California, (2) create new business or eliminate existing businesses within California, or (3) affect the expansion of businesses currently doing business within California.

ALTERNATIVES CONSIDERED

The Department of Food and Agriculture must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

AUTHORITY

The Department amended Section 3435(b) and (c) pursuant to the authority vested by Sections 407, 5301, 5302 and 5322 of the Food and Agricultural Code of California.

REFERENCE

The Department amended Section 3435(b) and (c) to implement, interpret and make specific Sections 5301, 5302 and 5322, Food and Agricultural Code.

EFFECT ON SMALL BUSINESS

The amendment of this regulation may affect small businesses.

CONTACT

The agency officer to whom written comments and inquiries about the initial statement of reasons, proposed action, location of the rulemaking file, request for a public hearing, and final statement of reasons may be directed is: Susan McCarthy, Department of Food and Agriculture, Plant Health and Pest Prevention Services, 1220 N Street, Room 210, Sacramento, California 95814, 916.654.1017, FAX 916.654.1018, e-mail: smccarthy@cdfa.ca.gov. In her absence, you may contact Stephen Brown at 916.654.1017. Questions regarding the substance of the proposed regulations should be directed to Susan McCarthy.

INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its Internet website (www.cdfa.ca.gov/cdfa/pendingregs).

AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS

The Department of Food and Agriculture has prepared an initial statement of reasons for the proposed action, has available all the information upon which its proposal is based, and has available the express terms of the proposed action. A copy of the initial statement of reasons and the proposed regulations in underline and strikeout form may be obtained upon request. The location of the information on which the proposal is based may also be obtained upon request. In addition, the final statement of reasons is available upon request. Requests should be directed to the contact named herein.

If the regulations adopted by the Department differ from, but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Any person interested may obtain a copy of said regulations prior to the date of adoption by contacting the agency officer (contact) named herein.

TITLE 10. MANAGED RISK MEDICAL INSURANCE BOARD

NOTICE OF PROPOSED RULEMAKING ER-03-09

TITLE 10. CALIFORNIA CODE OF REGULATIONS CHAPTER 5.6 ACCESS FOR INFANTS AND MOTHERS

AMEND SECTIONS 2699.200 AND 2699.201

NATURE OF PROCEEDING NOTICE IS HEREBY GIVEN that the Managed

Risk Medical Insurance Board (MRMIB) is proposing to take the action described in the Informative Digest.

A public hearing regarding this proposal will be held on March 23, 2010, at 1:30 p.m., at 1000 G Street, Suite 450, Sacramento, CA 95814.

Following the public hearing MRMIB may thereafter adopt the proposal substantially as described below or may modify the proposal if the modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written comments related to this proposal, or who provide oral testimony at the public hearing, or who have requested notification of any changes to the proposal.

Notice is also given that any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory action to the:

Managed Risk Medical Insurance Board
Attn: Dianne Knox (ER-3-09)
1000 G Street, Suite 450
Sacramento, CA 95814

Comments may also be submitted by facsimile (FAX) at (916) 445-0898 or by e-mail to dknox@mrmib.ca.gov. Comments must be received by no later than 5:00 p.m. on March 23, 2010.

AUTHORITY AND REFERENCE

Authority cited: Section 12696.05, Insurance Code. Reference: Sections 12696.05, 12698(b), 12698(c), 12698.05, and 12698.06, Insurance Code; and *Maternal and Child Health Access, Petitioner, vs. Managed Risk Medical Insurance Board, et al., Respondents (Superior Court of the State of California, City and County of San Francisco, Case No. CPF-08-508296)*.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Access for Infants and Mothers (AIM) is a state- and federally-funded program administered by MRMIB. AIM provides comprehensive health insurance to lower-income women during pregnancy and for sixty days thereafter. (Insurance Code sections 12695 *et seq.*) In a recent case challenging the six-month residency requirement in the AIM program statute (Insurance Code section 12698(a)) and regulations (Title 10 CCR sections 2699.200(b)(1)(B) and 2699.201(d)(1)(R)), the San Francisco Superior Court issued a judgment and writ finding the six-month requirement unconstitutional.

al and ordering that MRMIB cease enforcing and communicating the requirement. (*Maternal and Child Health Access v. Managed Risk Medical Insurance Board*, San Francisco Superior Court Case No. CPF-08-508296; Judgment filed January 30, 2009; Writ entered February 11, 2009.) MRMIB has complied fully with the court order and has ceased applying and communicating the six-month requirement in all AIM program operations and materials. The proposed emergency regulations delete all references to the invalidated requirement from the program regulations. In addition, as a result of the court order MRMIB has also updated the AIM application to delete the declaration related to duration of residency in California. There were other minor technical changes to the applications updating referenced page numbers.

LOCAL MANDATE

This proposal does not impose a mandate on local agencies or school districts.

FISCAL IMPACT ESTIMATES

This proposal does not impose costs on any local agency or school district for which reimbursement would be required pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code. This proposal does not impose other nondiscretionary cost or savings on local agencies.

COSTS OR SAVINGS TO STATE AGENCIES

The proposal does result in any costs or savings to any state agency.

COSTS OR SAVINGS IN FEDERAL FUNDING TO THE STATE

None.

BUSINESS IMPACT/SMALL BUSINESS

The MRMIB has made an initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The proposal does not affect small businesses as defined by Section 11342.610. It has no impact at all on an entity that is not a state agency as defined in section 11000 of the California Government Code.

ASSESSMENT REGARDING EFFECT ON JOBS/BUSINESSES

The MRMIB has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

COST IMPACTS ON REPRESENTATIVE PERSON OR BUSINESS

The MRMIB is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

EFFECT ON HOUSING COSTS

None.

ALTERNATIVES

The MRMIB must determine that no reasonable alternative considered by the agency, or that has been otherwise identified and brought to the agency's attention, would be more effective in carrying out the purpose for which the adoption of this regulation is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

CONTACT PERSONS

Inquiries concerning the proposed adoption of this regulation and written comments may be directed to:

Dianne Knox
Managed Risk Medical Insurance Board
1000 G Street, Suite 450
Sacramento, CA 95814
(916) 324-0592

or

Randi Turner
Managed Risk Medical Insurance Board
1000 G Street, Suite 450
Sacramento, CA 95814
(916) 327-8243

INITIAL STATEMENT OF REASONS

The MRMIB has prepared an initial statement of reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which this proposal is based, may be obtained upon request from the Managed Risk Medical Insurance Board at 1000 G Street, Suite 450, Sacramento, CA 95814. These documents may also be viewed and downloaded from the MRMIB website at www.mrmib.ca.gov.

**AVAILABILITY AND LOCATION OF THE
FINAL STATEMENT OF REASONS AND
RULEMAKING FILE**

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named above.

You may obtain a copy of the final statement of reasons once it has been prepared by making a written request to the contact person named above.

WEBSITE ACCESS

Materials regarding this proposal can be found at www.mrmib.ca.gov.

**TITLE 15. DEPARTMENT OF
CORRECTIONS AND REHABILITATION**

NOTICE OF REGULATIONS

**California Code of Regulations
Title 15, Crime Prevention and Corrections
Department of Corrections and Rehabilitation**

NOTICE IS HEREBY GIVEN that the Secretary of the Department of Corrections and Rehabilitation (CDCR), pursuant to the authority granted by Government Code Section 12838.5, and the rulemaking authority granted by PC Section 5058, in order to implement, interpret and make specific PC Section 5054, proposes to amend Sections 3170.1 and 3173.2 of the California Code of Regulations (CCR), Title 15 concerning General Visiting Guidelines & Searches and Inspections.

PUBLIC HEARING

Date and Time: **March 23, 2010, from 9:00 a.m. – 10:00 a.m.**

Place: Office of Training & Professional Development
Pilot Hill Conference Room
(Room 118)
10000 Goethe Road
Sacramento, CA 95827

Purpose: To receive comments about this action.

PUBLIC COMMENT PERIOD

The public comment period will close **March 23, 2010, at 5:00 p.m.** Any person may submit public comments in writing (by mail, by fax or by e-mail) regarding the proposed changes. To be considered by the Department, comments must be submitted to the Department of Corrections and Rehabilitation, Regulation and Policy Management Branch, P.O. Box 942883, Sacramento, CA 94283-0001; by fax at (916) 255-5601; or by e-mail at RPMB@cdcr.ca.gov before the close of the comment period.

CONTACT PERSON

Please direct any inquiries regarding this action to:

**Timothy M. Lockwood, Chief
Regulation and Policy Management Branch
Department of Corrections and Rehabilitation
P.O. Box 942883, Sacramento, CA 94283-0001
Telephone (916) 255-5500**

In the event the contact person is unavailable, inquiries should be directed to the following back-up person:

**G. Long
Regulation and Policy Management Branch
Telephone (916) 255-5500**

Questions regarding the substance of the proposed regulatory action should be directed to:

**Lt. Scott Davey
Female Offender Programs and Services
Division of Adult Institutions
Telephone (916) 323-4226**

LOCAL MANDATES

This action imposes no mandates on local agencies or school districts, or a mandate which requires reimbursement of costs and savings pursuant to Government Code Sections 17500-17630.

FISCAL IMPACT STATEMENT

• Cost or savings to any state agency: *None*

- Other nondiscretionary cost or savings imposed on local agencies: *None*
- Cost or savings in federal funding to the state: *None*

EFFECT ON HOUSING COSTS

The Department has made an initial determination that the proposed action will have no significant effect on housing costs.

COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES

The Department is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESS

The Department has initially determined that the proposed regulations will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

EFFECT ON SMALL BUSINESSES

The Department has determined that the proposed regulations may not affect small businesses. It is determined that this action has no significant adverse economic impact on small business because they are not affected by the internal management of state prisons.

ASSESSMENTS OF EFFECTS ON JOB AND/OR BUSINESS CREATION, ELIMINATION OR EXPANSION

The Department has determined that the proposed regulation will have no effect on the creation of new, or the elimination of existing jobs or businesses within California, or affect the expansion of businesses currently doing business in California.

CONSIDERATION OF ALTERNATIVES

The Department must determine that no reasonable alternative considered by the Department, or that has otherwise been identified and brought to the attention of the Department, would be more effective in carrying out the purpose for which the action is proposed, or

would be as effective and less burdensome to affected private persons, than the proposed regulatory action.

AVAILABILITY OF PROPOSED TEXT AND INITIAL STATEMENT OF REASONS

The Department has prepared and will make available the text and the Initial Statement of Reasons (ISOR) of the proposed regulations. The rulemaking file for this regulatory action, which contains those items and all information on which the proposal is based (i.e., rulemaking file) is available to the public upon request directed to the Department's contact person. The proposed text, ISOR, and Notice of Proposed Action will also be made available on the Department's website <http://www.cdcr.ca.gov>.

AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Following its preparation, a copy of the Final Statement of Reasons may be obtained from the Department's contact person.

AVAILABILITY OF CHANGES TO PROPOSED TEXT

After considering all timely and relevant comments received, the Department may adopt the proposed regulations substantially as described in this Notice. If the Department makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Department adopts the regulations as revised. Requests for copies of any modified regulation text should be directed to the contact person indicated in this Notice. The Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Penal Code (PC) Section 5000 provides that commencing July 1, 2005, any reference to the Department of Corrections in this or any code, refers to the CDCR, Division of Adult Operations.

PC Section 5050 provides that commencing July 1, 2005, any reference to the Director of Corrections, in this or any other code, refers to the Secretary of the CDCR. As of that date, the office of the Director of Corrections is abolished.

PC Section 5054 provides that commencing July 1, 2005, the supervision, management and control of the

state prisons, and the responsibility for the care, custody, treatment, training, discipline, and employment of persons confined therein are vested in the Secretary of the CDCR.

PC Section 5058 authorizes the Director to prescribe and amend regulations for the administration of prisons.

This regulatory action does the following:

- This action amends provisions governing the standards for general visiting guidelines and searches and inspections within the California Department of Corrections and Rehabilitation (Department). In addition, this change is in accommodation of a 2008 Determination No. 2 published by the Office of Administrative Law (OAL) in which the petitioner challenged specific language in the CDCR Department Operations Manual (DOM) Sections 54020.24 and 54020.29 which deal with the removal, consumption, or disposal of food items when leaving the prison visiting area. The OAL conclusion was that the language provided in these DOM sections conflicts with a possible interpretation of Title 15 regulations in Section 3170.1 and therefore meets the definition of a “regulation” as defined in Government Code Section 11342.600 and should have been adopted pursuant to the Administrative Procedure Act.
- These regulations ensure clarity in the interpretation regarding the exchange of items while visiting and what items may not be removed from the visiting room after a visit.
- The revisions also provide uniformity relative to the requirement that visitors provide written medical verification documenting the need for a prosthetic device.

TITLE 17. CALIFORNIA AIR RESOURCES BOARD

NOTICE OF PUBLIC HEARING TO CONSIDER PROPOSED AMENDMENTS TO THE AREA DESIGNATIONS FOR STATE AMBIENT AIR QUALITY STANDARDS

The Air Resources Board (ARB or Board) will conduct a public hearing at the time and place noted below to consider adoption of amendments to the regulations establishing designation criteria, designating areas of California as attainment, nonattainment, nonattainment–transitional, or unclassified for pollutants with State ambient air quality standards set forth in section 70200 of title 17, California Code of Regulations, and describing procedures for future amendments to the area designations.

DATE: March 25, 2010

TIME: 9:00 a.m.

PLACE: California Environmental Protection Agency
Air Resources Board
Byron Sher Auditorium
1001 I Street
Sacramento, California 95814

This item may be considered at a two–day meeting of the Board, which will commence at 9:00 a.m., March 25, 2010, and may continue at 8:30 a.m., March 26, 2010. This item may not be considered until March 26, 2010. Please consult the agenda for the meeting, which will be available at least 10 days before March 25, 2010, to determine the day on which this item will be considered.

INFORMATIVE DIGEST OF PROPOSED ACTION AND POLICY STATEMENT OVERVIEW

Sections Affected: Proposed amendments to title 17, California Code of Regulations (CCR), sections 60201, 60203, 60207, 60210, 70300, 70301, 70302, 70303, 70303.1, 70303.5, 70304, 70305, 70306, and Appendices 2, and 3, and repeal of Appendix 4.

Background: The Board is charged with the responsibility of adopting standards of ambient air quality for each air basin in consideration of the public health, safety, and welfare (Health and Safety Code (H&SC) § 39606). To date, the Board has adopted State ambient air quality standards (State Standards) for ten pollutants, set forth in CCR, title 17, section 70200. In addition, H&SC section 39607(e) requires the Board to establish designation criteria which provide the basis for designating areas of California as attainment or nonattainment with respect to the State standards. The Board originally adopted designation criteria in 1989 and has modified them several times, most recently in January 2004. The designation criteria are set forth in CCR, title 17, sections 70300 through 70306, and appendices 1 through 4 thereof. Based on these designation criteria, H&SC section 39608 further requires ARB to establish and annually review area designations for State standards. During the annual review, ARB staff determines whether changes to the existing area designations are warranted, based on an evaluation of recent air quality data.

Area Designation Criteria: The designation criteria specify the data requirements, the size of the designated areas, and other requirements for determining the appropriate area designation category. Based on the designation criteria, the Board designates areas as attainment, nonattainment, nonattainment–transitional or unclassified for each of the ten pollutants with State standards set forth in CCR, title 17, section 70200.

Based upon review of the designation criteria, the ARB staff is proposing several minor cleanup changes to these criteria. These amendments would not change the way in which the Board designates areas, but would clarify existing aspects of the designation criteria, assure consistency among the various provisions of the criteria, and aid in streamlining the designation process. These changes include:

- Removing language requiring a district to initiate the request for nonattainment–transitional designation;
- Adding a provision to allow current attainment areas without current monitoring data to remain attainment if emissions have not substantially increased;
- Removing references to Appendix 4 and outdated screening criteria contained therein;
- Delegating authority to the Executive Officer to review and approve annual changes to area designations and to provide for a public hearing if requested; and
- Other minor language changes to provide clarification and consistency among the various provisions of the designation criteria.

These changes would amend CCR, title 17, sections 70300, 70301, 70302, 70303, 70303.1, 70303.5, 70304, 70305, 70306, appendices 2 and 3 to sections 70300 through 70306, and deletion of appendix 4 to sections 70300 through 70306.

Area Designations: The ARB conducts a routine annual review of the State area designations. This is done for ten pollutants: ozone, suspended particulate matter (PM10), fine suspended particulate matter (PM2.5), carbon monoxide, nitrogen dioxide, sulfur dioxide, sulfates, lead, hydrogen sulfide, and visibility reducing particles. The area designations comprise CCR, title 17, sections 60200 through 60210. This year’s review of the area designations is based on air quality data from 2006 through 2008. The proposed amendments include several updates to existing area designations for ozone, lead, nitrogen dioxide, and PM2.5. This is the first year the new State annual nitrogen dioxide standard is being considered in the area designation process. This new standard became effective March 20, 2008. The change to the nitrogen dioxide designations listed below is primarily due to the addition of this new more health–protective standard. All the recommended changes are summarized below:

Ozone:

- Designate the Sonoma County portion of the North Coast Air Basin as attainment. This area is currently designated as nonattainment.

- Designate the Lake Tahoe Air Basin as nonattainment. This area is currently designated as unclassified.

In addition, there is one change for ozone that occurs by operation of law. Under H&SC section 40925.5, reclassifications between nonattainment and nonattainment–transitional status for ozone occur by operation of law. While these changes do not require formal action by the Board, ARB’s designation criteria contain guidelines for confirming such changes. Therefore, staff is proposing that the Board confirm the change below and modify the designation regulations to reflect this automatic change.

- Change the designation of Sutter and Yuba Counties in the Sacramento Valley Air Basin to nonattainment–transitional. These counties are currently designated as nonattainment.

Lead (particulate):

- Designate that portion of Los Angeles County within the South Coast Air Basin as nonattainment. This area is currently designated as attainment.

Nitrogen Dioxide:

- Designate the South Coast Air Basin as nonattainment. This area is currently designated as attainment.

PM2.5:

- Designate the Great Basin Valleys Air Basin as attainment. This area is currently designated as unclassified.
- Designate Colusa, Shasta, Sutter, and Yuba Counties in the Sacramento Valley Air Basin as attainment. They are currently designated as unclassified.
- Designate that portion of Placer County within the Sacramento Valley Air Basin as attainment. This area is currently designated as nonattainment.

Area Designation Process: During the annual review of State area designations, ARB staff determines whether changes to the existing area designations are warranted, based on an evaluation of recent air quality data. Any proposed changes to the area designations or criteria are submitted to the Board for adoption after a public hearing. The present amendments also include changes to this process delegating authority to the Executive Officer of the ARB to allow for a public hearing before the Executive Officer or his or her delegate, and that such a hearing be held if requested pursuant to Government Code section 11346.8(a).

COMPARABLE FEDERAL REGULATIONS

There are no comparable federal or local regulations that address area designations for the California State standards.

AVAILABILITY OF DOCUMENTS AND CONTACT PERSONS

The Board staff has prepared a Staff Report: Initial Statement of Reasons (ISOR) for the proposed regulatory action, which includes a summary of the economic and environmental impacts of the proposal. The Staff Report is entitled: "Initial Statement of Reasons for Proposed Rulemaking: Proposed 2010 Amendments to the State Area Designations Criteria, Area Designations, and Maps."

Copies of the ISOR and the full text of the proposed regulatory language, in underline and strike-out format to allow for comparison with the existing regulations, may be accessed on ARB's website listed below, or may be obtained from the Public Information Office, Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, 1st Floor, Sacramento, California 95814, (916) 322-2990 at least 45 days prior to the scheduled hearing on March 25, 2010.

Upon its completion, the Final Statement of Reasons (FSOR) will be available and copies may be requested from the agency contact persons in this notice, or may be accessed on ARB's website listed below.

Inquiries concerning the substance of the proposed regulations may be directed to the designated agency contact persons: Ms. Sylvia Zulawnick, Manager, Particulate Matter Analysis Section, (916) 324-7163, or Ms. Theresa Najita, Air Pollution Specialist, Particulate Matter Analysis Section, at (916) 322-7297.

Further, the agency representative and designated back-up contact persons to whom nonsubstantive inquiries concerning the proposed administrative action may be directed are Ms. Lori Andreoni, Manager, Board Administration and Regulatory Coordination Unit, (916) 322-4011, or Ms. Amy Whiting, Regulations Coordinator, (916) 322-6533. The Board has compiled a record for this rulemaking action, which includes all the information upon which the proposal is based. This material is available for inspection upon request to the contact persons.

This notice, the ISOR, and all subsequent regulatory documents, including the FSOR, when completed, are available on ARB website for this rulemaking at <http://www.arb.ca.gov/regact/2010/area10/area10.htm>.

COSTS TO PUBLIC AGENCIES AND TO BUSINESSES AND PERSONS AFFECTED

The determinations of the Board's Executive Officer concerning the costs or savings necessarily incurred by public agencies and private persons and businesses in reasonable compliance with the proposed regulations are presented below.

The proposed amendments to the area designation regulations do not contain any requirements for action. The area designations are simply labels that describe the healthfulness of the air quality in each area. Because these regulations by themselves contain no requirements for action, they have no direct economic impact, and the following general determinations are appropriate.

The proposed changes to the area designations process requires a public hearing before the Executive Officer or his or her delegate if requested pursuant to Government Code section 11346.8(a). Therefore the cost, if any, associated with this change will be the cost of preparing and submitting the request, which is anticipated to be minimal.

Pursuant to Government Code sections 11346.5(a)(5) and 11346.5(a)(6), the Executive Officer has determined that the proposed regulatory action will not create costs or savings to any state agency or in federal funding to the state, costs or mandate to any local agency or school district whether or not reimbursable by the state pursuant to part 7 (commencing with section 17500), division 4, title 2 of the Government Code, or other nondiscretionary savings to state or local agencies.

In developing this regulatory proposal, ARB staff evaluated the potential economic impacts on representative private persons or businesses. The ARB is not aware of any significant cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

The Executive Officer also has made an initial determination that the proposed regulatory action will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states, or on representative private persons.

In accordance with Government Code section 11346.3, the Executive Officer has determined that the proposed regulatory action will not affect the creation or elimination of jobs within the State of California, the creation of new businesses or elimination of existing businesses within the State of California, or the expansion of businesses currently doing business within the State of California. A detailed assessment of the economic impacts of the proposed regulatory action can be found in the ISOR.

The Executive Officer has also determined, pursuant to title 1, CCR, section 4, that the proposed regulatory action will not affect small businesses because the proposed regulatory action does not contain any requirements for action. However, if a public hearing is requested, a minimal cost, if any, of preparing and submitting a request to ARB may be incurred.

Before taking final action on the proposed regulatory action, the Board must determine that no reasonable alternative considered by the Board or that has otherwise been identified and brought to the attention of the Board would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

SUBMITTAL OF COMMENTS

Interested members of the public may also present comments orally or in writing at the meeting, and comments may be submitted by postal mail or by electronic submittal before the meeting. The public comment period for this regulatory action will begin on February 8, 2010. To be considered by the Board, written comments, not physically submitted at the meeting, must be submitted on or after February 8, 2010, and received **no later than 12:00 noon, March 24, 2010**, and must be addressed to the following:

Postal mail: Clerk of the Board, Air Resources Board
1001 I Street, Sacramento, California
95814

Electronic submittal: <http://www.arb.ca.gov/lispub/comm/bclist.php>

Please note that under the California Public Records Act (Gov. Code, § 6250 et seq.), your written and oral comments, attachments, and associated contact information (e.g., your address, phone, email, etc.) become part of the public record and can be released to the public upon request. Additionally, this information may become available via Google, Yahoo, and other search engines.

The Board requests, but does not require, that 20 copies of any written statement be submitted and that all written statements be filed at least 10 days prior to the hearing so that ARB staff and Board Members have time to fully consider each comment. The Board encourages members of the public to bring to the attention of staff in advance of the hearing any suggestions for modification of the proposed regulatory action.

STATUTORY AUTHORITY AND REFERENCES

This regulatory action is proposed under that authority granted in H&SC sections 39600, 39601, 39607, 39608, and 40925.5; Government Code section 11346.8. This action is proposed to implement, interpret, and make specific H&SC sections 39607, 39608, and 40925.5; Government Code section 11346.8.

HEARING PROCEDURES

The public hearing will be conducted in accordance with the California Administrative Procedure Act, title 2, division 3, part 1, chapter 3.5 (commencing with § 11340) of the Government Code.

Following the public hearing, the Board may adopt the regulatory language as originally proposed, or with non-substantial or grammatical modifications. The Board may also adopt the proposed regulatory language with other modifications if the text as modified is sufficiently related to the originally proposed text that the public was adequately placed on notice that the regulatory language as modified could result from the proposed regulatory action; in such event, the full regulatory text, with the modifications clearly indicated, will be made available to the public, for written comment, at least 15 days before it is adopted.

The public may request a copy of the modified regulatory text from ARB's Public Information Office, Air Resources Board, 1001 I Street, Visitors and Environmental Services Center, First Floor, Sacramento, California 95814, (916) 322-2990.

SPECIAL ACCOMMODATION REQUEST

To request a special accommodation or language needs for any of the following:

- An interpreter to be available at the hearing.
- Have documents available in an alternate format (i.e. Braille, large print) or another language.
- A disability-related reasonable accommodation.

Please contact the Clerk of the Board at (916) 322-5594 or by facsimile at (916) 322-3928 as soon as possible, but no later than 10 business days before the scheduled Board hearing. TTY/TDD/Speech to Speech users may dial 711 for the California Relay Service.

Para solicitar alguna comodidad especial o si por su idioma necesita cualquiera de los siguientes:

- Un intérprete que esté disponible en la audiencia.
- Documentos disponibles en un formato alternativo (es decir, sistema Braille, letra grande) u otro idioma.
- Una acomodación razonable relacionados con una incapacidad.

Par favor llame a la oficina del Secretario del Consejo de Recursos Atmosféricos al (916) 322-5594 o envíe un fax al (916) 322-3928 no menos de diez (10) días laborales antes del día programado para la audiencia. Para el Servicio Telefónico de California para Personas con Problemas Auditivos, ó de teléfonos TDD pueden marcar al 711.

GENERAL PUBLIC INTEREST

TITLE 2. DEPARTMENT OF FAIR EMPLOYMENT AND HOUSING

NOTICE IS HEREBY GIVEN that the prospective contractors listed below have been required to submit a Nondiscrimination Program (NDP) or a California Employer Identification Report (CEIR) to the Department of Fair Employment and Housing, in accordance with the provisions of Government Code Section 12990. No such program or CEIR has been submitted and the prospective contractors are ineligible to enter into State contracts. The prospective contractor's signature on Standard Form 17A, 17B, or 19, therefore, does not constitute a valid self-certification. Until further notice, each of these prospective contractors in order to submit a responsive bid must present evidence that its Nondiscrimination Program has been certified by the Department.

ASIX Communications, Inc.
DBA ASI Telesystems, Inc.
21150 Califa Street
Woodland Hills, CA 91367

Bay Recycling
800 77th Avenue
Oakland, CA 94621

C & C Disposal Service
P.O. Box 234
Rocklin, CA 95677

Choi Engineering Corp.
286 Greenhouse
Marketplace, Suite 329
San Leandro, CA 94579

Fries Landscaping
25421 Clough
Escalon, CA 95320

Marinda Moving, Inc.
8010 Betty Lou Drive
Sacramento, CA 95828

MI-LOR Corporation
P.O. Box 60
Leominster, MA 01453

Peoples Ridesharing
323 Fremont Street
San Francisco, CA 94105

San Diego Physicians & Surgeons Hospital
446 26th Street
San Diego, CA

Southern CA Chemicals
8851 Dice Road
Santa Fe Springs, CA 90670

Tanemura and Antle Co.
1400 Schilling Place
Salinas, CA 93912

Turtle Building Maintenance Co.
8132 Darien Circle
Sacramento, CA 95828

Univ Research Foundation
8422 La Jolla Shore Dr.
La Jolla, CA 92037

Vandergoot Equipment Co.
P.O. Box 925
Middletown, CA 95461

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

CALIFORNIA ENVIRONMENTAL
PROTECTION AGENCY
OFFICE OF ENVIRONMENTAL HEALTH
HAZARD ASSESSMENT

Notice to Interested Parties
February 5, 2010

Announcement of a Public Comment Period for the
Final Draft on the Child-Specific Reference Dose
(chRD) for Chlorpyrifos for Use in Assessing Health
Risks at Existing and Proposed School Sites

The Office of Environmental Health Hazard Assessment (OEHHA) of the California Environmental Protection Agency is making available the final draft report, "Development of Health Criteria for School Site Risk Assessment Pursuant to Health and Safety Code Section 901(g): PROPOSED CHILD-SPECIFIC REFERENCE DOSE (chRD) FOR SCHOOL SITE RISK ASSESSMENT, CHLORPYRIFOS," on February 5, 2010. Section 901(g) requires OEHHA evaluate and publish, as appropriate, numerical health guidance val-

ues or chRDs for those chemicals that would be encountered at school sites and adversely impact school children. This final public review and comment period follows the requirements set forth in Health and Safety Code Section 57003 for receiving public input. OEHHA has evaluated comments from interested parties in developing the final draft document. The comment period will end on March 8, 2010. Comments received by that date will be considered in revision of the document.

This report is available to the public via the OEHHA Web site at http://www.oehha.ca.gov/public_info/public/kids/chrds.html

If you would like to receive further information on this announcement or have questions, please contact our office at (916) 324-2829 or the address below. Written requests or comments should be addressed to:

Mr. Leon Surgeon
Integrated Risk Assessment Branch
Office of Environmental Health Hazard Assessment
P.O. Box 4010, MS-12B
1001 I Street
Sacramento, California 95812-4010
FAX: (916) 322-9705

OFFICE OF ENVIRONMENTAL HEALTH HAZARD ASSESSMENT

**California Environmental Protection Agency
Office of Environmental Health Hazard
Assessment
Notice to Interested Parties**

February 5, 2010

ANNOUNCEMENT OF SECOND PUBLIC COMMENT PERIOD

Draft Technical Support Documents on Proposed Public Health Goals for Benzo(a)pyrene and Styrene in Drinking Water

The Office of Environmental Health Hazard Assessment (OEHHA) within the California Environmental Protection Agency is announcing the availability of the revised draft technical support documents for proposed

Public Health Goals (PHGs) for benzo(a)pyrene and styrene in drinking water. The draft document for benzo(a)pyrene is an update of the risk assessment for the PHG published in 1997. OEHHA proposes to increase the PHG for benzo(a)pyrene to 0.013 parts per billion (ppb) from the current value of 0.004 ppb, based on new and better studies. The document for styrene represents a new proposed PHG of 0.5 ppb. The draft documents are posted on the OEHHA web site (www.oehha.ca.gov). OEHHA is soliciting comments on the draft report during a 30-day comment period. The Office previously offered a 45-day public comment period and held a public workshop for styrene on July 15, 2008, and for benzo(a)pyrene on January 6, 2010.

This 30-day public comment period is the second and final request for public input. Written comments must be received at the OEHHA address below by 5:00 p.m. on March 15, 2010 to be considered during this document revision period. OEHHA follows the requirements set forth in Health and Safety Code Sections 57003(a) and 116365 for conducting the workshop and receiving public input.

The PHG technical support documents provide information on the health effects of contaminants in drinking water. The PHG is a level of drinking water contaminant at which adverse health effects are not expected to occur from a lifetime of exposure. The California Safe Drinking Water Act of 1996¹ requires OEHHA to develop PHGs based exclusively on public health considerations.² PHGs published by OEHHA are considered by the California Department of Public Health in setting drinking water standards (Maximum Contaminant Levels, or MCLs).³

If you would like to receive further information on this announcement or have questions, please contact OEHHA at (510) 622-3170 or the address below.

Michael Baes (mbaes@oehha.ca.gov)
Pesticide and Environmental Toxicology Branch
Office of Environmental Health Hazard Assessment
California Environmental Protection Agency
1515 Clay St., 16th floor
Oakland, California, 94612

Attention: PHG Project

¹ Codified at Health and Safety Code, section 116270 et. seq.

² Health and Safety Code section 116365(c)

³ Health and Safety Code section 116365(a) and (b)

PROPOSITION 65**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT****CALIFORNIA ENVIRONMENTAL
PROTECTION AGENCY
OFFICE OF ENVIRONMENTAL HEALTH
HAZARD ASSESSMENT****SAFE DRINKING WATER AND TOXIC
ENFORCEMENT ACT OF 1986
(Proposition 65)****NOTICE TO INTERESTED PARTIES
February 5, 2010****CHEMICAL LISTED EFFECTIVE
February 5, 2010
AS KNOWN TO THE STATE OF CALIFORNIA
TO CAUSE CANCER**

The Office of Environmental Health Hazard Assessment (OEHHA) within the California Environmental Protection Agency is adding *carbaryl* (CAS No. 63-25-2) to the list of chemicals known to the state to cause cancer for purposes of the Safe Drinking Water and Toxic Enforcement Act of 1986 (Proposition 65¹). The listing of *carbaryl* is effective **February 5, 2010**.

Carbaryl (CAS No. 63-25-2) is being listed as a chemical known to the State of California to cause cancer. The listing of this chemical is based on formal identification by an authoritative body² (the U.S. Environmental Protection Agency (U.S. EPA)), that the chemical causes cancer. The criteria used by OEHHA for the listing of chemicals under the “authoritative bodies” mechanism can be found in Title 27, Cal. Code of Regs., section 25306³.

The reader is directed to the Notice of Intent to List *Carbaryl* (CAS No. 63-25-2) published in the Novem-

ber 27, 2009 issue of the *California Regulatory Notice Register* (Register 2009, No. 48-Z) for the documentation supporting OEHHA’s determination that the criteria for administrative listing have been satisfied for this chemical.

OEHHA analysis of dose-response data to establish the no significant risk level (NSRL) for *carbaryl* (CAS No. 63-25-2) under Proposition 65 has not yet been conducted. The priority status for the development of such analysis will be announced in a future OEHHA *Proposition 65 Status Report for Safe Harbor Levels*, available at <http://www.oehha.ca.gov/prop65.html>.

A complete, updated Proposition 65 list is published elsewhere in this issue of the *California Regulatory Notice Register*.

Cancer:

Chemical	CAS No.	Toxicological Endpoint	Listing Mechanism ⁴
Carbaryl	63-25-2	cancer	AB

⁴ Listing mechanism: AB — “authoritative bodies” mechanism (Title 27, Cal. Code of Regs. Section 25306).

**OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT****STATE OF CALIFORNIA
ENVIRONMENTAL PROTECTION AGENCY
OFFICE OF ENVIRONMENTAL HEALTH
HAZARD ASSESSMENT
SAFE DRINKING WATER AND TOXIC
ENFORCEMENT ACT OF 1986****CHEMICALS KNOWN TO THE
STATE TO CAUSE CANCER OR
REPRODUCTIVE TOXICITY
February 5, 2010**

The Safe Drinking Water and Toxic Enforcement Act of 1986 requires that the Governor revise and republish at least once per year the list of chemicals known to the State to cause cancer or reproductive toxicity. The identification number indicated in the following list is the Chemical Abstracts Service (CAS) Registry Number. No CAS number is given when several substances are presented as a single listing. The date refers to the initial appearance of the chemical on the list. For easy reference, chemicals which are shown underlined are newly added. Chemicals which are shown with a strikethrough were placed on the list with the date noted, and have subsequently been removed.

¹ Health and Safety Code, section 25249.5 et seq.

² See Health and Safety Code section 25249.8(b) and Title 27, Cal. Code of Regs., Section 25306.

³ All further referenced sections are from Title 27 of the Cal. Code of Regulations.

CHEMICALS KNOWN TO THE STATE TO CAUSE CANCER

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
A-alpha-C (2-Amino-9H-pyrido[2,3-b]indole)	26148-68-5	January 1, 1990
Acetaldehyde	75-07-0	April 1, 1988
Acetamide	60-35-5	January 1, 1990
Acetochlor	34256-82-1	January 1, 1989
2-Acetylaminofluorene	53-96-3	July 1, 1987
Acifluorfen sodium	62476-59-9	January 1, 1990
Acrylamide	79-06-1	January 1, 1990
Acrylonitrile	107-13-1	July 1, 1987
Actinomycin D	50-76-0	October 1, 1989
AF-2;[2-(2-furyl)-3-(5-nitro-2-furyl)]acrylamide	3688-53-7	July 1, 1987
Aflatoxins	—	January 1, 1988
Alachlor	15972-60-8	January 1, 1989
Alcoholic beverages, when associated with alcohol abuse	—	July 1, 1988
Aldrin	309-00-2	July 1, 1988
Allyl chloride <u>Delisted October 29, 1999</u>	107-05-1	January 1, 1990
2-Aminoanthraquinone	117-79-3	October 1, 1989
p-Aminoazobenzene	60-09-3	January 1, 1990
ortho-Aminoazotoluene	97-56-3	July 1, 1987
4-Aminobiphenyl (4-aminodiphenyl)	92-67-1	February 27, 1987
1-Amino-2,4-dibromoanthraquinone	81-49-2	August 26, 1997
3-Amino-9-ethylcarbazole hydrochloride	6109-97-3	July 1, 1989
2-Aminofluorene	153-78-6	January 29, 1999
1-Amino-2-methylantraquinone	82-28-0	October 1, 1989
2-Amino-5-(5-nitro-2-furyl)-1,3,4-thiadiazole	712-68-5	July 1, 1987
4-Amino-2-nitrophenol	119-34-6	January 29, 1999
Amitrole	61-82-5	July 1, 1987
Amsacrine	51264-14-3	August 7, 2009
Analgesic mixtures containing phenacetin	—	February 27, 1987
Aniline	62-53-3	January 1, 1990
Aniline hydrochloride	142-04-1	May 15, 1998
ortho-Anisidine	90-04-0	July 1, 1987
ortho-Anisidine hydrochloride	134-29-2	July 1, 1987
Antimony oxide (Antimony trioxide)	1309-64-4	October 1, 1990
Anthraquinone	84-65-1	September 28, 2007
Aramite	140-57-8	July 1, 1987
Areca nut	—	February 3, 2006
Aristolochic acids	—	July 9, 2004
Arsenic (inorganic arsenic compounds)	—	February 27, 1987
Asbestos	1332-21-4	February 27, 1987
Auramine	492-80-8	July 1, 1987
Azacitidine	320-67-2	January 1, 1992
Azaserine	115-02-6	July 1, 1987
Azathioprine	446-86-6	February 27, 1987
Azobenzene	103-33-3	January 1, 1990
Benthiavalicarb-isopropyl	177406-68-7	July 1, 2008
Benz[a]anthracene	56-55-3	July 1, 1987
Benzene	71-43-2	February 27, 1987
Benzidine [and its salts]	92-87-5	February 27, 1987
Benzidine-based dyes	—	October 1, 1992
Benzo[b]fluoranthene	205-99-2	July 1, 1987
Benzo[j]fluoranthene	205-82-3	July 1, 1987
Benzo[k]fluoranthene	207-08-9	July 1, 1987

<u>Chemical</u>	<u>CASNumber</u>	<u>Date</u>
Benzofuran	271-89-6	October 1, 1990
Benzo[a]pyrene	50-32-8	July 1, 1987
Benzotrichloride	98-07-7	July 1, 1987
Benzyl chloride	100-44-7	January 1, 1990
Benzyl violet 4B	1694-09-3	July 1, 1987
Beryllium and beryllium compounds	—	October 1, 1987
Betel quid with tobacco	—	January 1, 1990
Betel quid without tobacco	—	February 3, 2006
2,2-Bis(bromomethyl)-1,3-propanediol	3296-90-0	May 1, 1996
Bis(2-chloroethyl)ether	111-44-4	April 1, 1988
N,N-Bis(2-chloroethyl)-2-naphthylamine (Chlornapazine)	494-03-1	February 27, 1987
Bischloroethyl nitrosourea (BCNU) (Carmustine)	154-93-8	July 1, 1987
Bis(chloromethyl)ether	542-88-1	February 27, 1987
Bis(2-chloro-1-methylethyl) ether, technical grade	—	October 29, 1999
Bitumens, extracts of steam-refined and air refined	—	January 1, 1990
Bracken fern	—	January 1, 1990
Bromate	15541-45-4	May 31, 2002
Bromodichloromethane	75-27-4	January 1, 1990
Bromoethane	74-96-4	December 22, 2000
Bromoform	75-25-2	April 1, 1991
1,3-Butadiene	106-99-0	April 1, 1988
1,4-Butanediol dimethanesulfonate (Busulfan)	55-98-1	February 27, 1987
Butylated hydroxyanisole	25013-16-5	January 1, 1990
beta-Butyrolactone	3068-88-0	July 1, 1987
Cacodylic acid	75-60-5	May 1, 1996
Cadmium and cadmium compounds	—	October 1, 1987
Caffeic acid	331-39-5	October 1, 1994
Captafol	2425-06-1	October 1, 1988
Captan	133-06-2	January 1, 1990
<u>Carbaryl</u>	<u>63-25-2</u>	<u>February 5, 2010</u>
Carbazole	86-74-8	May 1, 1996
Carbon black (airborne, unbound particles of respirable size)	1333-86-4	February 21, 2003
Carbon tetrachloride	56-23-5	October 1, 1987
Carbon-black extracts	—	January 1, 1990
N-Carboxymethyl-N-nitrosourea	60391-92-6	January 25, 2002
Catechol	120-80-9	July 15, 2003
Ceramic fibers (airborne particles of respirable size)	—	July 1, 1990
Certain combined chemotherapy for lymphomas	—	February 27, 1987
Chlorambucil	305-03-3	February 27, 1987
Chloramphenicol	56-75-7	October 1, 1989
Chlordane	57-74-9	July 1, 1988
Chlordecone (Kepone)	143-50-0	January 1, 1988
Chlordimeform	6164-98-3	January 1, 1989
Chlorendic acid	115-28-6	July 1, 1989
Chlorinated paraffins (Average chain length, C12; approximately 60 percent chlorine by weight)	108171-26-2	July 1, 1989
p-Chloroaniline	106-47-8	October 1, 1994
p-Chloroaniline hydrochloride	20265-96-7	May 15, 1998
Chlorodibromomethane <u>Delisted October 29, 1999</u>	<u>124-48-1</u>	<u>January 1, 1990</u>
Chloroethane (Ethyl chloride)	75-00-3	July 1, 1990
1-(2-Chloroethyl)-3-cyclohexyl-1-nitrosourea (CCNU) (Lomustine)	13010-47-4	January 1, 1988

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
1-(2-Chloroethyl)-3-(4-methylcyclohexyl)-1-nitrosourea (Methyl-CCNU)	13909-09-6	October 1, 1988
Chloroform	67-66-3	October 1, 1987
Chloromethyl methyl ether (technical grade)	107-30-2	February 27, 1987
3-Chloro-2-methylpropene	563-47-3	July 1, 1989
1-Chloro-4-nitrobenzene	100-00-5	October 29, 1999
4-Chloro-ortho-phenylenediamine	95-83-0	January 1, 1988
p-Chloro-o-toluidine	95-69-2	January 1, 1990
p-Chloro-o-toluidine, strong acid salts of	—	May 15, 1998
5-Chloro-o-toluidine and its strong acid salts	—	October 24, 1997
Chloroprene	126-99-8	June 2, 2000
Chlorothalonil	1897-45-6	January 1, 1989
Chlorotrianisene	569-57-3	September 1, 1996
Chlorozotocin	54749-90-5	January 1, 1992
Chromium (hexavalent compounds)	—	February 27, 1987
Chrysene	218-01-9	January 1, 1990
C.I. Acid Red 114	6459-94-5	July 1, 1992
C.I. Basic Red 9 monohydrochloride	569-61-9	July 1, 1989
C.I. Direct Blue 15	2429-74-5	August 26, 1997
C.I. Direct Blue 218	28407-37-6	August 26, 1997
C.I. Solvent Yellow 14	842-07-9	May 15, 1998
Ciclosporin (Cyclosporin A; Cyclosporine)	59865-13-3	January 1, 1992
	79217-60-0	
Cidofovir	113852-37-2	January 29, 1999
Cinnamyl anthranilate	87-29-6	July 1, 1989
Cisplatin	15663-27-1	October 1, 1988
Citrus Red No. 2	6358-53-8	October 1, 1989
Clofibrate	637-07-0	September 1, 1996
Cobalt metal powder	7440-48-4	July 1, 1992
Cobalt [II] oxide	1307-96-6	July 1, 1992
Cobalt sulfate	10124-43-3	May 20, 2005
Cobalt sulfate heptahydrate	10026-24-1	June 2, 2000
Coke oven emissions	—	February 27, 1987
Conjugated estrogens	—	February 27, 1987
Creosotes	—	October 1, 1988
para-Cresidine	120-71-8	January 1, 1988
Cupferron	135-20-6	January 1, 1988
Cycasin	14901-08-7	January 1, 1988
Cyclophosphamide (anhydrous)	50-18-0	February 27, 1987
Cyclophosphamide (hydrated)	6055-19-2	February 27, 1987
Cytembena	21739-91-3	May 15, 1998
D&C Orange No. 17	3468-63-1	July 1, 1990
D&C Red No. 8	2092-56-0	October 1, 1990
D&C Red No. 9	5160-02-1	July 1, 1990
D&C Red No. 19	81-88-9	July 1, 1990
Dacarbazine	4342-03-4	January 1, 1988
Daminozide	1596-84-5	January 1, 1990
Dantron (Chrysazin; 1,8-Dihydroxyanthraquinone)	117-10-2	January 1, 1992
Daunomycin	20830-81-3	January 1, 1988
DDD (Dichlorodiphenyldichloroethane)	72-54-8	January 1, 1989
DDE (Dichlorodiphenyldichloroethylene)	72-55-9	January 1, 1989
DDT (Dichlorodiphenyltrichloroethane)	50-29-3	October 1, 1987
DDVP (Dichlorvos)	62-73-7	January 1, 1989

<i>Chemical</i>	<i>CASNumber</i>	<i>Date</i>
N,N' -Diacetylbenzidine	613-35-4	October 1, 1989
2,4-Diaminoanisole	615-05-4	October 1, 1990
2,4-Diaminoanisole sulfate	39156-41-7	January 1, 1988
4,4' -Diaminodiphenyl ether (4,4' -Oxydianiline)	101-80-4	January 1, 1988
2,4-Diaminotoluene	95-80-7	January 1, 1988
Diaminotoluene (mixed)	—	January 1, 1990
Diazoaminobenzene	136-35-6	May 20, 2005
Dibenz[a,h]acridine	226-36-8	January 1, 1988
Dibenz[a,j]acridine	224-42-0	January 1, 1988
Dibenz[a,h]anthracene	53-70-3	January 1, 1988
7H-Dibenzo[c,g]carbazole	194-59-2	January 1, 1988
Dibenzo[a,e]pyrene	192-65-4	January 1, 1988
Dibenzo[a,h]pyrene	189-64-0	January 1, 1988
Dibenzo[a,i]pyrene	189-55-9	January 1, 1988
Dibenzo[a,l]pyrene	191-30-0	January 1, 1988
Dibromoacetic acid	631-64-1	June 17, 2008
1,2-Dibromo-3-chloropropane (DBCP)	96-12-8	July 1, 1987
2,3-Dibromo-1-propanol	96-13-9	October 1, 1994
Dichloroacetic acid	79-43-6	May 1, 1996
p-Dichlorobenzene	106-46-7	January 1, 1989
3,3' -Dichlorobenzidine	91-94-1	October 1, 1987
3,3' -Dichlorobenzidine dihydrochloride	612-83-9	May 15, 1998
1,4-Dichloro-2-butene	764-41-0	January 1, 1990
3,3' -Dichloro-4,4' -diaminodiphenyl ether	28434-86-8	January 1, 1988
1,1-Dichloroethane	75-34-3	January 1, 1990
Dichloromethane (Methylene chloride)	75-09-2	April 1, 1988
1,2-Dichloropropane	78-87-5	January 1, 1990
1,3-Dichloropropene	542-75-6	January 1, 1989
Dieldrin	60-57-1	July 1, 1988
Dienestrol	84-17-3	January 1, 1990
Diepoxybutane	1464-53-5	January 1, 1988
Diesel engine exhaust	—	October 1, 1990
Di(2-ethylhexyl)phthalate	117-81-7	January 1, 1988
1,2-Diethylhydrazine	1615-80-1	January 1, 1988
Diethyl sulfate	64-67-5	January 1, 1988
Diethylstilbestrol (DES)	56-53-1	February 27, 1987
Diglycidyl resorcinol ether (DGRE)	101-90-6	July 1, 1989
Dihydrosafrole	94-58-6	January 1, 1988
Diisopropyl sulfate	2973-10-6	April 1, 1993
3,3' -Dimethoxybenzidine (ortho-Dianisidine)	119-90-4	January 1, 1988
3,3' -Dimethoxybenzidine dihydrochloride (ortho-Dianisidine dihydrochloride)	20325-40-0	October 1, 1990
3,3' -Dimethoxybenzidine-based dyes metabolized to 3,3' -dimethoxybenzidine	—	June 11, 2004
3,3' -Dimethylbenzidine-based dyes metabolized to 3,3' -dimethylbenzidine	—	June 11, 2004
Dimethyl sulfate	77-78-1	January 1, 1988
4-Dimethylaminoazobenzene	60-11-7	January 1, 1988
trans-2-[(Dimethylamino)methylimino]-5-[2-(5-nitro-2-furyl)vinyl]-1,3,4-oxadiazole	55738-54-0	January 1, 1988
7,12-Dimethylbenz(a)anthracene	57-97-6	January 1, 1990
3,3' -Dimethylbenzidine (ortho-Tolidine)	119-93-7	January 1, 1988
3,3' -Dimethylbenzidine dihydrochloride	612-82-8	April 1, 1992

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
Dimethylcarbamoyl chloride	79-44-7	January 1, 1988
1,1-Dimethylhydrazine (UDMH)	57-14-7	October 1, 1989
1,2-Dimethylhydrazine	540-73-8	January 1, 1988
Dimethylvinylchloride	513-37-1	July 1, 1989
3,7-Dinitrofluoranthene	105735-71-5	August 26, 1997
3,9-Dinitrofluoranthene	22506-53-2	August 26, 1997
1,6-Dinitropyrene	42397-64-8	October 1, 1990
1,8-Dinitropyrene	42397-65-9	October 1, 1990
Dinitrotoluene mixture, 2,4-/2,6-	—	May 1, 1996
2,4-Dinitrotoluene	121-14-2	July 1, 1988
2,6-Dinitrotoluene	606-20-2	July 1, 1995
Di-n-propyl isocinchomeronate (MGK Repellent 326)	136-45-8	May 1, 1996
1,4-Dioxane	123-91-1	January 1, 1988
Diphenylhydantoin (Phenytoin)	57-41-0	January 1, 1988
Diphenylhydantoin (Phenytoin), sodium salt	630-93-3	January 1, 1988
Direct Black 38 (technical grade)	1937-37-7	January 1, 1988
Direct Blue 6 (technical grade)	2602-46-2	January 1, 1988
Direct Brown 95 (technical grade)	16071-86-6	October 1, 1988
Disperse Blue 1	2475-45-8	October 1, 1990
Diuron	330-54-1	May 31, 2002
Doxorubicin hydrochloride (Adriamycin)	25316-40-9	July 1, 1987
Epichlorohydrin	106-89-8	October 1, 1987
Erionite	12510-42-8/ 66733-21-9	October 1, 1988
Estradiol 17B	50-28-2	January 1, 1988
Estragole	140-67-0	October 29, 1999
Estrogens, steroidal	—	August 19, 2005
Estrone	53-16-7	January 1, 1988
Estropipate	7280-37-7	August 26, 1997
Ethinylestradiol	57-63-6	January 1, 1988
Ethoprop	13194-48-4	February 27, 2001
Ethyl acrylate	140-88-5	July 1, 1989
Ethylbenzene	100-41-4	June 11, 2004
Ethyl methanesulfonate	62-50-0	January 1, 1988
Ethyl-4,4'-dichlorobenzilate	510-15-6	January 1, 1990
Ethylene dibromide	106-93-4	July 1, 1987
Ethylene dichloride (1,2-Dichloroethane)	107-06-2	October 1, 1987
Ethylene oxide	75-21-8	July 1, 1987
Ethylene thiourea	96-45-7	January 1, 1988
Ethyleneimine	151-56-4	January 1, 1988
Fenoxycarb	72490-01-8	June 2, 2000
Folpet	133-07-3	January 1, 1989
Formaldehyde (gas)	50-00-0	January 1, 1988
2-(2-Formylhydrazino)-4-(5-nitro-2-furyl)thiazole	3570-75-0	January 1, 1988
Fumonisin B ₁	116355-83-0	November 14, 2003
Furan	110-00-9	October 1, 1993
Furazolidone	67-45-8	January 1, 1990
Furmecyclox	60568-05-0	January 1, 1990
Fusarin C	79748-81-5	July 1, 1995
Gallium arsenide	1303-00-0	August 1, 2008
Ganciclovir	82410-32-0	August 26, 1997
Gasoline engine exhaust (condensates/extracts)	—	October 1, 1990
Gemfibrozil	25812-30-0	December 22, 2000

<u>Chemical</u>	<u>CASNumber</u>	<u>Date</u>
Glasswool fibers (airborne particles of respirable size)	—	July 1, 1990
Glu-P-1 (2-Amino-6-methyldipyrdo[1,2-a:3',2'-d]imidazole)	67730-11-4	January 1, 1990
Glu-P-2 (2-Aminodipyrdo[1,2-a:3',2'-d]imidazole)	67730-10-3	January 1, 1990
Glycidaldehyde	765-34-4	January 1, 1988
Glycidol	556-52-5	July 1, 1990
Griseofulvin	126-07-8	January 1, 1990
Gyromitrin (Acetaldehyde methylformylhydrazone)	16568-02-8	January 1, 1988
HC Blue 1	2784-94-3	July 1, 1989
Heptachlor	76-44-8	July 1, 1988
Heptachlor epoxide	1024-57-3	July 1, 1988
Herbal remedies containing plant species of the genus Aristolochia	—	July 9, 2004
Hexachlorobenzene	118-74-1	October 1, 1987
Hexachlorocyclohexane (technical grade)	—	October 1, 1987
Hexachlorodibenzodioxin	34465-46-8	April 1, 1988
Hexachloroethane	67-72-1	July 1, 1990
2,4-Hexadienal (89% trans, trans isomer; 11% cis, trans isomer)	—	March 4, 2005
Hexamethylphosphoramide	680-31-9	January 1, 1988
Hydrazine	302-01-2	January 1, 1988
Hydrazine sulfate	10034-93-2	January 1, 1988
Hydrazobenzene (1,2-Diphenylhydrazine)	122-66-7	January 1, 1988
1-Hydroxyanthraquinone	129-43-1	May 27, 2005
Indeno [1,2,3-cd]pyrene	193-39-5	January 1, 1988
Indium phosphide	22398-80-7	February 27, 2001
IQ (2-Amino-3-methylimidazo[4,5-f]quinoline)	76180-96-6	April 1, 1990
Iprodione	36734-19-7	May 1, 1996
Iprovalicarb	140923-17-7	June 1, 2007
	140923-25-7	
Iron dextran complex	9004-66-4	January 1, 1988
Isobutyl nitrite	542-56-3	May 1, 1996
Isoprene	78-79-5	May 1, 1996
Isosafrole <u>Delisted December 8, 2006</u>	120-58-1	October 1, 1989
Isoxaflutole	141112-29-0	December 22, 2000
Lactofen	77501-63-4	January 1, 1989
Lasiocarpine	303-34-4	April 1, 1988
Lead acetate	301-04-2	January 1, 1988
Lead and lead compounds	—	October 1, 1992
Lead phosphate	7446-27-7	April 1, 1988
Lead subacetate	1335-32-6	October 1, 1989
Lindane and other hexachlorocyclohexane isomers	—	October 1, 1989
Lynestrenol	52-76-6	February 27, 2001
Mancozeb	8018-01-7	January 1, 1990
Maneb	12427-38-2	January 1, 1990
Marijuana smoke	—	June 19, 2009
Me-A-alpha-C (2-Amino-3-methyl-9H-pyrdo[2,3-b]indole)	68006-83-7	January 1, 1990
Medroxyprogesterone acetate	71-58-9	January 1, 1990
MeIQ(2-Amino-3,4-dimethylimidazo[4,5-f]quinoline)	77094-11-2	October 1, 1994
MeIQx(2-Amino-3,8-dimethylimidazo[4,5-f]quinoxaline)	77500-04-0	October 1, 1994
Melphalan	148-82-3	February 27, 1987
Mepanipyrin	110235-47-7	July 1, 2008
Merphalan	531-76-0	April 1, 1988
Mestranol	72-33-3	April 1, 1988
Metham sodium	137-42-8	November 6, 1998

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
8-Methoxypsoralen with ultraviolet A therapy	298-81-7	February 27, 1987
5-Methoxypsoralen with ultraviolet A therapy	484-20-8	October 1, 1988
2-Methylaziridine (Propyleneimine)	75-55-8	January 1, 1988
Methylazoxymethanol	590-96-5	April 1, 1988
Methylazoxymethanol acetate	592-62-1	April 1, 1988
Methyl carbamate	598-55-0	May 15, 1998
3-Methylcholanthrene	56-49-5	January 1, 1990
5-Methylchrysene	3697-24-3	April 1, 1988
4,4' -Methylene bis(2-chloroaniline)	101-14-4	July 1, 1987
4,4' -Methylene bis(N,N-dimethyl)benzenamine	101-61-1	October 1, 1989
4,4' -Methylene bis(2-methylaniline)	838-88-0	April 1, 1988
4,4' -Methylenedianiline	101-77-9	January 1, 1988
4,4' -Methylenedianiline dihydrochloride	13552-44-8	January 1, 1988
Methyleugenol	93-15-2	November 16, 2001
Methylhydrazine and its salts	—	July 1, 1992
Methyl iodide	74-88-4	April 1, 1988
Methylmercury compounds	—	May 1, 1996
Methyl methanesulfonate	66-27-3	April 1, 1988
2-Methyl-1-nitroanthraquinone (of uncertain purity)	129-15-7	April 1, 1988
N-Methyl-N' -nitro-N-nitrosoguanidine	70-25-7	April 1, 1988
N-Methylolacrylamide	924-42-5	July 1, 1990
Methylthiouracil	56-04-2	October 1, 1989
Metiram	9006-42-2	January 1, 1990
Metronidazole	443-48-1	January 1, 1988
Michler's ketone	90-94-8	January 1, 1988
Mirex	2385-85-5	January 1, 1988
Mitomycin C	50-07-7	April 1, 1988
Monocrotaline	315-22-0	April 1, 1988
5-(Morpholinomethyl)-3-[(5-nitro-furfurylidene)-amino]-2-oxazolidinone	139-91-3	April 1, 1988
Mustard Gas	505-60-2	February 27, 1987
MX (3-chloro-4-(dichloromethyl)-5-hydroxy-2(5H)-furanone)	77439-76-0	December 22, 2000
Nafenopin	3771-19-5	April 1, 1988
Nalidixic acid	389-08-2	May 15, 1998
Naphthalene	91-20-3	April 19, 2002
1-Naphthylamine	134-32-7	October 1, 1989
2-Naphthylamine	91-59-8	February 27, 1987
Nickel (Metallic)	7440-02-0	October 1, 1989
Nickel acetate	373-02-4	October 1, 1989
Nickel carbonate	3333-67-3	October 1, 1989
Nickel carbonyl	13463-39-3	October 1, 1987
Nickel compounds	—	May 7, 2004
Nickel hydroxide	12054-48-7;	October 1, 1989
	12125-56-3	
Nickelocene	1271-28-9	October 1, 1989
Nickel oxide	1313-99-1	October 1, 1989
Nickel refinery dust from the pyrometallurgical process	—	October 1, 1987
Nickel subsulfide	12035-72-2	October 1, 1987
Niridazole	61-57-4	April 1, 1988
Nitrapyrin	1929-82-4	October 5, 2005
Nitrioltriacetic acid	139-13-9	January 1, 1988
Nitrioltriacetic acid, trisodium salt monohydrate	18662-53-8	April 1, 1989
5-Nitroacenaphthene	602-87-9	April 1, 1988

<i>Chemical</i>	<i>CASNumber</i>	<i>Date</i>
5-Nitro-o-anisidine <u>Delisted December 8, 2006</u>	99-59-2	October 1, 1989
o-Nitroanisole	91-23-6	October 1, 1992
Nitrobenzene	98-95-3	August 26, 1997
4-Nitrobiphenyl	92-93-3	April 1, 1988
6-Nitrochrysene	7496-02-8	October 1, 1990
Nitrofen (technical grade)	1836-75-5	January 1, 1988
2-Nitrofluorene	607-57-8	October 1, 1990
Nitrofurazone	59-87-0	January 1, 1990
1-[(5-Nitrofurfurylidene)-amino]-2-imidazolidinone	555-84-0	April 1, 1988
N-[4-(5-Nitro-2-furyl)-2-thiazolyl]acetamide	531-82-8	April 1, 1988
Nitrogen mustard (Mechlorethamine)	51-75-2	January 1, 1988
Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	55-86-7	April 1, 1988
Nitrogen mustard N-oxide	126-85-2	April 1, 1988
Nitrogen mustard N-oxide hydrochloride	302-70-5	April 1, 1988
Nitromethane	75-52-5	May 1, 1997
2-Nitropropane	79-46-9	January 1, 1988
1-Nitropyrene	5522-43-0	October 1, 1990
4-Nitropyrene	57835-92-4	October 1, 1990
N-Nitrosodi-n-butylamine	924-16-3	October 1, 1987
N-Nitrosodiethanolamine	1116-54-7	January 1, 1988
N-Nitrosodiethylamine	55-18-5	October 1, 1987
N-Nitrosodimethylamine	62-75-9	October 1, 1987
p-Nitrosodiphenylamine	156-10-5	January 1, 1988
N-Nitrosodiphenylamine	86-30-6	April 1, 1988
N-Nitrosodi-n-propylamine	621-64-7	January 1, 1988
N-Nitroso-N-ethylurea	759-73-9	October 1, 1987
3-(N-Nitrosomethylamino)propionitrile	60153-49-3	April 1, 1990
4-(N-Nitrosomethylamino)-1-(3-pyridyl)1-butanone	64091-91-4	April 1, 1990
N-Nitrosomethylethylamine	10595-95-6	October 1, 1989
N-Nitroso-N-methylurea	684-93-5	October 1, 1987
N-Nitroso-N-methylurethane	615-53-2	April 1, 1988
N-Nitrosomethylvinylamine	4549-40-0	January 1, 1988
N-Nitrosomorpholine	59-89-2	January 1, 1988
N-Nitrosornicotine	16543-55-8	January 1, 1988
N-Nitrosopiperidine	100-75-4	January 1, 1988
N-Nitrosopyrrolidine	930-55-2	October 1, 1987
N-Nitrososarcosine	13256-22-9	January 1, 1988
o-Nitrotoluene	88-72-2	May 15, 1998
Norethisterone (Norethindrone)	68-22-4	October 1, 1989
Norethynodrel	68-23-5	February 27, 2001
Ochratoxin A	303-47-9	July 1, 1990
Oil Orange SS	2646-17-5	April 1, 1988
Oral contraceptives, combined	—	October 1, 1989
Oral contraceptives, sequential	—	October 1, 1989
Oryzalin	19044-88-3	September 12, 2008
Oxadiazon	19666-30-9	July 1, 1991
Oxazepam	604-75-1	October 1, 1994
Oxymetholone	434-07-1	January 1, 1988
Oxythioquinox (Chinomethionat)	2439-01-2	August 20, 1999
Palygorskite fibers (> 5µm in length)	12174-11-7	December 28, 1999
Panfuran S	794-93-4	January 1, 1988
Pentachlorophenol	87-86-5	January 1, 1990
Phenacetin	62-44-2	October 1, 1989

CALIFORNIA REGULATORY NOTICE REGISTER 2010, VOLUME NO. 6-Z

<i>Chemical</i>	<i>CAS Number</i>	<i>Date</i>
Phenazopyridine	94-78-0	January 1, 1988
Phenazopyridine hydrochloride	136-40-3	January 1, 1988
Phenesterin	3546-10-9	July 1, 1989
Phenobarbital	50-06-6	January 1, 1990
Phenolphthalein	77-09-8	May 15, 1998
Phenoxybenzamine	59-96-1	April 1, 1988
Phenoxybenzamine hydrochloride	63-92-3	April 1, 1988
o-Phenylenediamine and its salts	95-54-5	May 15, 1998
Phenyl glycidyl ether	122-60-1	October 1, 1990
Phenylhydrazine and its salts	—	July 1, 1992
o-Phenylphenate, sodium	132-27-4	January 1, 1990
o-Phenylphenol	90-43-7	August 4, 2000
PhiP(2-Amino-1-methyl-6-phenylimidazol[4,5-b]pyridine)	105650-23-5	October 1, 1994
Polybrominated biphenyls	—	January 1, 1988
Polychlorinated biphenyls	—	October 1, 1989
Polychlorinated biphenyls (containing 60 or more percent chlorine by molecular weight)	—	January 1, 1988
Polychlorinated dibenzo-p-dioxins	—	October 1, 1992
Polychlorinated dibenzofurans	—	October 1, 1992
Polygeenan	53973-98-1	January 1, 1988
Ponceau MX	3761-53-3	April 1, 1988
Ponceau 3R	3564-09-8	April 1, 1988
Potassium bromate	7758-01-2	January 1, 1990
Pirimicarb	23103-98-2	July 1, 2008
Primidone	125-33-7	August 20, 1999
Procarbazine	671-16-9	January 1, 1988
Procarbazine hydrochloride	366-70-1	January 1, 1988
Procymidone	32809-16-8	October 1, 1994
Progesterone	57-83-0	January 1, 1988
Pronamide	23950-58-5	May 1, 1996
Propachlor	1918-16-7	February 27, 2001
1,3-Propane sultone	1120-71-4	January 1, 1988
Propargite	2312-35-8	October 1, 1994
beta-Propiolactone	57-57-8	January 1, 1988
Propoxur	114-26-1	August 11, 2006
Propylene glycol mono-t-butyl ether	57018-52-7	June 11, 2004
Propylene oxide	75-56-9	October 1, 1988
Propylthiouracil	51-52-5	January 1, 1988
Pyridine	110-86-1	May 17, 2002
Quinoline and its strong acid salts	—	October 24, 1997
Radionuclides	—	July 1, 1989
Reserpine	50-55-5	October 1, 1989
Residual (heavy) fuel oils	—	October 1, 1990
Resmethrin	10453-86-8	July 1, 2008
Riddelliine	23246-96-0	December 3, 2004
Saccharin <u>Delisted April 6, 2001</u>	81-07-2	October 1, 1989
Saccharin, sodium <u>Delisted January 17, 2003</u>	128-44-9	January 1, 1988
Safrole	94-59-7	January 1, 1988
Selenium sulfide	7446-34-6	October 1, 1989
Shale-oils	68308-34-9	April 1, 1990
Silica, crystalline (airborne particles of respirable size)	—	October 1, 1988
Soots, tars, and mineral oils (untreated and mildly treated oils and used engine oils)	—	February 27, 1987

<u>Chemical</u>	<u>CASNumber</u>	<u>Date</u>
Spironolactone	52-01-7	May 1, 1997
Stanozolol	10418-03-8	May 1, 1997
Sterigmatocystin	10048-13-2	April 1, 1988
Streptozotocin (streptozocin)	18883-66-4	January 1, 1988
Strong inorganic acid mists containing sulfuric acid	—	March 14, 2003
Styrene oxide	96-09-3	October 1, 1988
Sulfallate	95-06-7	January 1, 1988
Sulfasalazine (Salicylazosulfapyridine)	599-79-1	May 15, 1998
Talc containing asbestiform fibers	—	April 1, 1990
Tamoxifen and its salts	10540-29-1	September 1, 1996
Terrazole	2593-15-9	October 1, 1994
Testosterone and its esters	58-22-0	April 1, 1988
2,3,7,8-Tetrachlorodibenzo-para-dioxin (TCDD)	1746-01-6	January 1, 1988
1,1,2,2-Tetrachloroethane	79-34-5	July 1, 1990
Tetrachloroethylene (Perchloroethylene)	127-18-4	April 1, 1988
p-a,a,a-Tetrachlorotoluene	5216-25-1	January 1, 1990
Tetrafluoroethylene	116-14-3	May 1, 1997
Tetranitromethane	509-14-8	July 1, 1990
Thioacetamide	62-55-5	January 1, 1988
4,4' -Thiodianiline	139-65-1	April 1, 1988
Thiodicarb	59669-26-0	August 20, 1999
Thiouracil	141-90-2	June 11, 2004
Thiourea	62-56-6	January 1, 1988
Thorium dioxide	1314-20-1	February 27, 1987
Tobacco, oral use of smokeless products	—	April 1, 1988
Tobacco smoke	—	April 1, 1988
Toluene diisocyanate	26471-62-5	October 1, 1989
ortho-Toluidine	95-53-4	January 1, 1988
ortho-Toluidine hydrochloride	636-21-5	January 1, 1988
para-Toluidine Delisted October 29, 1999	106-49-0	January 1, 1990
Toxaphene (Polychlorinated camphenes)	8001-35-2	January 1, 1988
Toxins derived from <i>Fusarium moniliforme</i> (<i>Fusarium verticillioides</i>)	—	August 7, 2009
Treosulfan	299-75-2	February 27, 1987
Trichlormethine (Trimustine hydrochloride)	817-09-4	January 1, 1992
Trichloroethylene	79-01-6	April 1, 1988
2,4,6-Trichlorophenol	88-06-2	January 1, 1988
1,2,3-Trichloropropane	96-18-4	October 1, 1992
Trimethyl phosphate	512-56-1	May 1, 1996
2,4,5-Trimethylaniline and its strong acid salts	—	October 24, 1997
2,4,6-Trinitrotoluene (TNT)	118-96-7	December 19, 2008
Triphenyltin hydroxide	76-87-9	July 1, 1992
Tris(aziridiny)l-para-benzoquinone (Triaziquone) Delisted December 8, 2006	68-76-8	October 1, 1989
Tris(1-aziridiny)lphosphine sulfide (Thiotepa)	52-24-4	January 1, 1988
Tris(2-chloroethyl) phosphate	115-96-8	April 1, 1992
Tris(2,3-dibromopropyl)phosphate	126-72-7	January 1, 1988
Trp-P-1 (Tryptophan-P-1)	62450-06-0	April 1, 1988
Trp-P-2 (Tryptophan-P-2)	62450-07-1	April 1, 1988
Trypan blue (commercial grade)	72-57-1	October 1, 1989
Unleaded gasoline (wholly vaporized)	—	April 1, 1988
Uracil mustard	66-75-1	April 1, 1988
Urethane (Ethyl carbamate)	51-79-6	January 1, 1988

<u>Chemical</u>	<u>CAS Number</u>	<u>Date</u>
Vanadium pentoxide (orthorhombic crystalline form)	1314-62-1	February 11, 2005
Vinclozolin	50471-44-8	August 20, 1999
Vinyl bromide	593-60-2	October 1, 1988
Vinyl chloride	75-01-4	February 27, 1987
4-Vinylcyclohexene	100-40-3	May 1, 1996
4-Vinyl-1-cyclohexene diepoxide (Vinyl cyclohexene dioxide)	106-87-6	July 1, 1990
Vinyl fluoride	75-02-5	May 1, 1997
Vinyl trichloride (1,1,2-Trichloroethane)	79-00-5	October 1, 1990
Wood dust	—	December 18, 2009
2,6-Xylidine (2,6-Dimethylaniline)	87-62-7	January 1, 1991
Zalcitabine	7481-89-2	August 7, 2009
Zidovudine (AZT)	30516-87-1	December 18, 2009
Zileuton	111406-87-2	December 22, 2000
Zineb <u>Delisted October 29, 1999</u>	12122-67-7	January 1, 1990

CHEMICALS KNOWN TO THE STATE TO CAUSE REPRODUCTIVE TOXICITY

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Acetazolamide	developmental	59-66-5	August 20, 1999
Acetohydroxamic acid	developmental	546-88-3	April 1, 1990
Actinomycin D	developmental	50-76-0	October 1, 1992
All-trans retinoic acid	developmental	302-79-4	January 1, 1989
Alprazolam	developmental	28981-97-7	July 1, 1990
Altretamine	developmental, male	645-05-6	August 20, 1999
Amantadine hydrochloride	developmental	665-66-7	February 27, 2001
Amikacin sulfate	developmental	39831-55-5	July 1, 1990
Aminogluthethimide	developmental	125-84-8	July 1, 1990
tert-Amyl methyl ether	developmental	994-05-8	December 18, 2009
Aminoglycosides	developmental	—	October 1, 1992
Aminopterin	developmental, female	54-62-6	July 1, 1987
Amiodarone hydrochloride	developmental, female, male	19774-82-4	August 26, 1997
Amitraz	developmental	33089-61-1	March 30, 1999
Amoxapine	developmental	14028-44-5	May 15, 1998
Anabolic steroids	female, male	—	April 1, 1990
Angiotensin converting enzyme (ACE) inhibitors	developmental	—	October 1, 1992
Anisindione	developmental	117-37-3	October 1, 1992
Arsenic (inorganic oxides)	developmental	—	May 1, 1997
Aspirin (NOTE: It is especially important not to use aspirin during the last three months of pregnancy, unless specifically directed to do so by a physician because it may cause problems in the unborn child or complications during delivery.)	developmental, female	50-78-2	July 1, 1990
Atenolol	developmental	29122-68-7	August 26, 1997
Auranofin	developmental	34031-32-8	January 29, 1999
Azathioprine	developmental	446-86-6	September 1, 1996
Barbiturates	developmental	—	October 1, 1992
Beclomethasone dipropionate	developmental	5534-09-8	May 15, 1998
Benomyl	developmental, male	17804-35-2	July 1, 1991

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Benzene	developmental, male	71-43-2	December 26, 1997
Benzodiazepines	developmental	—	October 1, 1992
Benzphetamine hydrochloride	developmental	5411-22-3	April 1, 1990
Bischloroethyl nitrosourea (BCNU) (Carmustine)	developmental	154-93-8	July 1, 1990
Bromacil lithium salt	developmental male	53404-19-6	May 18, 1999 January 17, 2003
1-Bromopropane	developmental, female, male	106-94-5	December 7, 2004
2-Bromopropane	female, male	75-26-3	May 31, 2005
Bromoxynil	developmental	1689-84-5	October 1, 1990
Bromoxynil octanoate	developmental	1689-99-2	May 18, 1999
Butabarbital sodium	developmental	143-81-7	October 1, 1992
1,3-Butadiene	developmental, female, male	106-99-0	April 16, 2004
1,4-Butanediol dimethane-sulfonate (Busulfan)	developmental	55-98-1	January 1, 1989
Butyl benzyl phthalate (BBP)	developmental	85-68-7	December 2, 2005
n-Butyl glycidyl ether	male	2426-08-6	August 7, 2009
Cadmium	developmental, male	—	May 1, 1997
Carbamazepine	developmental	298-46-4	January 29, 1999
Carbaryl	developmental, male	63-25-2	August 7, 2009
Carbon disulfide	developmental, female, male	75-15-0	July 1, 1989
Carbon monoxide	developmental	630-08-0	July 1, 1989
Carboplatin	developmental	41575-94-4	July 1, 1990
Chenodiol	developmental	474-25-9	April 1, 1990
Chlorambucil	developmental	305-03-3	January 1, 1989
Chlorcyclizine hydrochloride	developmental	1620-21-9	July 1, 1987
Chlordecone (Kepone)	developmental	143-50-0	January 1, 1989
Chlordiazepoxide	developmental	58-25-3	January 1, 1992
Chlordiazepoxide hydrochloride	developmental	438-41-5	January 1, 1992
1-(2-Chloroethyl)-3-cyclohexyl-1- nitrosourea (CCNU) (Lomustine)	developmental	13010-47-4	July 1, 1990
Chloroform	developmental	67-66-3	August 7, 2009
2-Chloropropionic acid	male	598-78-7	August 7, 2009
Chlorsulfuron	developmental, female, male	64902-72-3	May 14, 1999
Chromium (hexavalent compounds)	developmental, female, male	—	December 19, 2008
Cidofovir	developmental, female, male	113852-37-2	January 29, 1999
Cladribine	developmental	4291-63-8	September 1, 1996
Clarithromycin	developmental	81103-11-9	May 1, 1997
Clobetasol propionate	developmental, female	25122-46-7	May 15, 1998
Clomiphene citrate	developmental	50-41-9	April 1, 1990
Clorazepate dipotassium	developmental	57109-90-7	October 1, 1992
Cocaine	developmental, female	50-36-2	July 1, 1989
Codeine phosphate	developmental	52-28-8	May 15, 1998
Colchicine	developmental, male	64-86-8	October 1, 1992
Conjugated estrogens	developmental	—	April 1, 1990
Cyanazine	developmental	21725-46-2	April 1, 1990
Cycloate	developmental	1134-23-2	March 19, 1999
Cyclohexanol	male	108-93-0	November 6, 1998
<u>Delisted January 25, 2002</u>			
Cycloheximide	developmental	66-81-9	January 1, 1989
Cyclophosphamide (anhydrous)	developmental, female, male	50-18-0	January 1, 1989

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Cyclophosphamide (hydrated)	developmental, female, male	6055-19-2	January 1, 1989
Cyhexatin	developmental	13121-70-5	January 1, 1989
Cytarabine	developmental	147-94-4	January 1, 1989
Dacarbazine	developmental	4342-03-4	January 29, 1989
Danazol	developmental	17230-88-5	April 1, 1990
Daunorubicin hydrochloride	developmental	23541-50-6	July 1, 1990
2,4-D butyric acid	developmental, male	94-82-6	June 18, 1999
o,p' -DDT	developmental, female, male	789-02-6	May 15, 1998
p,p' -DDT	developmental, female, male	50-29-3	May 15, 1998
2,4 DP (dichloroprop)	developmental	120-36-5	April 27, 1999
<u>Delisted January 25, 2002</u>			
Demeclocycline hydrochloride (internal use)	developmental	64-73-3	January 1, 1992
Diazepam	developmental	439-14-5	January 1, 1992
Diazoxide	developmental	364-98-7	February 27, 2001
1,2-Dibromo-3-chloropropane (DBCP)	male	96-12-8	February 27, 1987
Di-n-butyl phthalate (DBP)	developmental, female, male	84-74-2	December 2, 2005
Dichloroacetic acid	male	79-43-6	August 7, 2009
Dichlorophene	developmental	97-23-4	April 27, 1999
Dichlorophenamide	developmental	120-97-8	February 27, 2001
Diclofop methyl	developmental	51338-27-3	March 5, 1999
Dicumarol	developmental	66-76-2	October 1, 1992
Di(2-ethylhexyl)phthalate (DEHP)	developmental, male	117-81-7	October 24, 2003
Diethylstilbestrol (DES)	developmental	56-53-1	July 1, 1987
Diflunisal	developmental, female	22494-42-4	January 29, 1999
Diglycidyl ether	male	2238-07-5	August 7, 2009
Di-n-hexyl phthalate (DnHP)	female, male	84-75-3	December 2, 2005
Dihydroergotamine mesylate	developmental	6190-39-2	May 1, 1997
Di-isodecyl phthalate (DIDP)	developmental	68515-49-1/ 26761-40-0	April 20, 2007
Diltiazem hydrochloride	developmental	33286-22-5	February 27, 2001
m-Dinitrobenzene	male	99-65-0	July 1, 1990
o-Dinitrobenzene	male	528-29-0	July 1, 1990
p-Dinitrobenzene	male	100-25-4	July 1, 1990
2,4-Dinitrotoluene	male	121-14-2	August 20, 1999
2,6-Dinitrotoluene	male	606-20-2	August 20, 1999
Dinitrotoluene (technical grade)	female, male	—	August 20, 1999
Dinocap	developmental	39300-45-3	April 1, 1990
Dinoseb	developmental, male	88-85-7	January 1, 1989
Diphenylhydantoin (Phenytoin)	developmental	57-41-0	July 1, 1987
Disodium cyanodithioimidocarbonate	developmental	138-93-2	March 30, 1999
Doxorubicin hydrochloride (Adriamycin)	developmental, male	25316-40-9	January 29, 1999
Doxycycline (internal use)	developmental	564-25-0	July 1, 1990
Doxycycline calcium (internal use)	developmental	94088-85-4	January 1, 1992
Doxycycline hyclate (internal use)	developmental	24390-14-5	October 1, 1991
Doxycycline monohydrate (internal use)	developmental	17086-28-1	October 1, 1991
Endrin	developmental	72-20-8	May 15, 1998
Environmental tobacco smoke (ETS)	developmental	—	June 9, 2006
Epichlorohydrin	male	106-89-8	September 1, 1996

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Ergotamine tartrate	developmental	379-79-3	April 1, 1990
Estropipate	developmental	7280-37-7	August 26, 1997
Ethionamide	developmental	536-33-4	August 26, 1997
Ethyl alcohol in alcoholic beverages	developmental	—	October 1, 1987
Ethyl-tert-butyl ether	male	637-92-3	December 18, 2009
Ethyl dipropylthiocarbamate	developmental	759-94-4	April 27, 1999
Ethylene dibromide	developmental, male	106-93-4	May 15, 1998
Ethylene glycol monoethyl ether	developmental, male	110-80-5	January 1, 1989
Ethylene glycol monomethyl ether	developmental, male	109-86-4	January 1, 1989
Ethylene glycol monoethyl ether acetate	developmental, male	111-15-9	January 1, 1993
Ethylene glycol monomethyl ether acetate	developmental, male	110-49-6	January 1, 1993
Ethylene oxide	female	75-21-8	February 27, 1987
	developmental, male		August 7, 2009
Ethylene thiourea	developmental	96-45-7	January 1, 1993
2-Ethylhexanoic acid	developmental	149-57-5	August 7, 2009
Etodolac	developmental, female	41340-25-4	August 20, 1999
Etoposide	developmental	33419-42-0	July 1, 1990
Etretinate	developmental	54350-48-0	July 1, 1987
Fenoxaprop ethyl	developmental	66441-23-4	March 26, 1999
Filgrastim	developmental	121181-53-1	February 27, 2001
Fluazifop butyl	developmental	69806-50-4	November 6, 1998
Flunisolide	developmental, female	3385-03-3	May 15, 1998
Fluorouracil	developmental	51-21-8	January 1, 1989
Fluoxymesterone	developmental	76-43-7	April 1, 1998
Flurazepam hydrochloride	developmental	1172-18-5	October 1, 1992
Flurbiprofen	developmental, female	5104-49-4	August 20, 1999
Flutamide	developmental	13311-84-7	July 1, 1990
Fluticasone propionate	developmental	80474-14-2	May 15, 1998
Fluvalinate	developmental	69409-94-5	November 6, 1998
Ganciclovir	developmental, male	82410-32-0	August 26, 1997
Ganciclovir sodium	developmental, male	107910-75-8	August 26, 1997
Gemfibrozil	female, male	25812-30-0	August 20, 1999
Goserelin acetate	developmental, female, male	65807-02-5	August 26, 1997
Halazepam	developmental	23092-17-3	July 1, 1990
Halobetasol propionate	developmental	66852-54-8	August 20, 1999
Haloperidol	developmental, female	52-86-8	January 29, 1999
Halothane	developmental	151-67-7	September 1, 1996
Heptachlor	developmental	76-44-8	August 20, 1999
Hexachlorobenzene	developmental	118-74-1	January 1, 1989
Hexafluoroacetone	male	684-16-2	August 1, 2008
Hexamethylphosphoramide	male	680-31-9	October 1, 1994
Histrelin acetate	developmental	—	May 15, 1998
Hydramethylnon	developmental, male	67485-29-4	March 5, 1999
Hydroxyurea	developmental	127-07-1	May 1, 1997
Idarubicin hydrochloride	developmental, male	57852-57-0	August 20, 1999
Ifosfamide	developmental	3778-73-2	July 1, 1990
Iodine-131	developmental	10043-66-0	January 1, 1989
Isotretinoin	developmental	4759-48-2	July 1, 1987
Lead	developmental, female, male	—	February 27, 1987
Leuprolide acetate	developmental, female, male	74381-53-6	August 26, 1997
Levodopa	developmental	59-92-7	January 29, 1999

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Levonorgestrel implants	female	797-63-7	May 15, 1998
Linuron	developmental	330-55-2	March 19, 1999
Lithium carbonate	developmental	554-13-2	January 1, 1991
Lithium citrate	developmental	919-16-4	January 1, 1991
Lorazepam	developmental	846-49-1	July 1, 1990
Lovastatin	developmental	75330-75-5	October 1, 1992
Mebendazole	developmental	31431-39-7	August 20, 1999
Medroxyprogesterone acetate	developmental	71-58-9	April 1, 1990
Megestrol acetate	developmental	595-33-5	January 1, 1991
Melphalan	developmental	148-82-3	July 1, 1990
Menotropins	developmental	9002-68-0	April 1, 1990
Meprobamate	developmental	57-53-4	January 1, 1992
Mercaptopurine	developmental	6112-76-1	July 1, 1990
Mercury and mercury compounds	developmental	—	July 1, 1990
Methacycline hydrochloride	developmental	3963-95-9	January 1, 1991
Metham sodium	developmental	137-42-8	May 15, 1998
Methazole	developmental	20354-26-1	December 1, 1999
Methimazole	developmental	60-56-0	July 1, 1990
Methotrexate	developmental	59-05-2	January 1, 1989
Methotrexate sodium	developmental	15475-56-6	April 1, 1990
Methyl bromide as a structural fumigant	developmental	74-83-9	January 1, 1993
Methyl chloride	developmental	74-87-3	March 10, 2000
	male		August 7, 2009
Methyl n-butyl ketone	male	591-78-6	August 7, 2009
Methyl mercury	developmental	—	July 1, 1987
N-Methylpyrrolidone	developmental	872-50-4	June 15, 2001
Methyltestosterone	developmental	58-18-4	April 1, 1990
Metiram	developmental	9006-42-2	March 30, 1999
Midazolam hydrochloride	developmental	59467-96-8	July 1, 1990
Minocycline hydrochloride (internal use)	developmental	13614-98-7	January 1, 1992
Misoprostol	developmental	59122-46-2	April 1, 1990
Mitoxantrone hydrochloride	developmental	70476-82-3	July 1, 1990
Molinate	developmental, female, male	2212-67-1	December 11, 2009
Myclobutanil	developmental, male	88671-89-0	April 16, 1999
Nabam	developmental	142-59-6	March 30, 1999
Nafarelin acetate	developmental	86220-42-0	April 1, 1990
Neomycin sulfate (internal use)	developmental	1405-10-3	October 1, 1992
Netilmicin sulfate	developmental	56391-57-2	July 1, 1990
Nickel carbonyl	developmental	13463-39-3	September 1, 1996
Nicotine	developmental	54-11-5	April 1, 1990
Nifedipine	developmental, female, male	21829-25-4	January 29, 1999
Nimodipine	developmental	66085-59-4	April 24, 2001
Nitrapyrin	developmental	1929-82-4	March 30, 1999
Nitrofurantoin	male	67-20-9	April 1, 1991
Nitrogen mustard (Mechlorethamine)	developmental	51-75-2	January 1, 1989
Nitrogen mustard hydrochloride (Mechlorethamine hydrochloride)	developmental	55-86-7	July 1, 1990
Nitrous oxide	developmental	10024-97-2	August 1, 2008
Norethisterone (Norethindrone)	developmental	68-22-4	April 1, 1990

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Norethisterone acetate (Norethindrone acetate)	developmental	51-98-9	October 1, 1991
Norethisterone (Norethindrone) /Ethinyl estradiol	developmental	68-22-4/ 57-63-6	April 1, 1990
Norethisterone (Norethindrone)/Mestranol	developmental	68-22-4/ 72-33-3	April 1, 1990
Norgestrel	developmental	6533-00-2	April 1, 1990
Oxadiazon	developmental	19666-30-9	May 15, 1998
Oxazepam	developmental	604-75-1	October 1, 1992
p,p' -Oxybis(benzenesulfonyl hydrazide)	developmental	80-51-3	August 7, 2009
Oxydemeton methyl	female, male	301-12-2	November 6, 1998
Oxymetholone	developmental	434-07-1	May 1, 1997
Oxytetracycline (internal use)	developmental	79-57-2	January 1, 1991
Oxytetracycline hydrochloride (internal use)	developmental	2058-46-0	October 1, 1991
Oxythioquinox (Chinomethionat)	developmental	2439-01-2	November 6, 1998
Paclitaxel	developmental, female, male	33069-62-4	August 26, 1997
Paramethadione	developmental	115-67-3	July 1, 1990
Penicillamine	developmental	52-67-5	January 1, 1991
Pentobarbital sodium	developmental	57-33-0	July 1, 1990
Pentostatin	developmental	53910-25-1	September 1, 1996
Phenacemide	developmental	63-98-9	July 1, 1990
Phenprocoumon	developmental	435-97-2	October 1, 1992
Phenyl glycidyl ether	male	122-60-1	August 7, 2009
Phenylphosphine	developmental	638-21-1	August 7, 2009
Pimozide	developmental, female	2062-78-4	August 20, 1999
Pipobroman	developmental	54-91-1	July 1, 1990
Plicamycin	developmental	18378-89-7	April 1, 1990
Polybrominated biphenyls	developmental	—	October 1, 1994
Polychlorinated biphenyls	developmental	—	January 1, 1991
Potassium dimethyldithiocarbamate	developmental	128-03-0	March 30 1999
Pravastatin sodium	developmental	81131-70-6	March 3, 2000
Prednisolone sodium phosphate	developmental	125-02-0	August 20, 1999
Procarbazine hydrochloride	developmental	366-70-1	July 1, 1990
Propargite	developmental	2312-35-8	June 15, 1999
Propylthiouracil	developmental	51-52-5	July 1, 1990
Pyrimethamine	developmental	58-14-0	January 29, 1999
Quazepam	developmental	36735-22-5	August 26, 1997
Quizalofop-ethyl	male	76578-14-8	December 24, 1999
Resmethrin	developmental	10453-86-8	November 6, 1998
Retinol/retinyl esters, when in daily dosages in excess of 10,000 IU, or 3,000 retinol equivalents. (NOTE: Retinol/retinyl esters are required and essential for maintenance of normal reproductive function. The recommended daily level during pregnancy is 8,000 IU.)	developmental	—	July 1, 1989
Ribavirin	developmental	36791-04-5	April 1, 1990
	male	36791-04-5	February 27, 2001
Rifampin	developmental, female	13292-46-1	February 27, 2001

<u>Chemical</u>	<u>Type of Reproductive Toxicity</u>	<u>CAS No.</u>	<u>Date Listed</u>
Secobarbital sodium	developmental	309-43-3	October 1, 1992
Sermorelin acetate	developmental	—	August 20, 1999
Sodium dimethyldithiocarbamate	developmental	128-04-1	March 30, 1999
Sodium fluoroacetate	male	62-74-8	November 6, 1998
Streptomycin sulfate	developmental	3810-74-0	January 1, 1991
Streptozocin (streptozotocin)	developmental, female, male	18883-66-4	August 20, 1999
Sulfasalazine (Salicylazosulfapyridine)	male	599-79-1	January 29, 1999
Sulindac	developmental, female	38194-50-2	January 29, 1999
Tamoxifen citrate	developmental	54965-24-1	July 1, 1990
Temazepam	developmental	846-50-4	April 1, 1990
Teniposide	developmental	29767-20-2	September 1, 1996
Terbacil	developmental	5902-51-2	May 18, 1999
Testosterone cypionate	developmental	58-20-8	October 1, 1991
Testosterone enanthate	developmental	315-37-7	April 1, 1990
2,3,7,8-Tetrachlorodibenzo-para-dioxin (TCDD)	developmental	1746-01-6	April 1, 1991
Tetracycline (internal use)	developmental	60-54-8	October 1, 1991
Tetracyclines (internal use)	developmental	—	October 1, 1992
Tetracycline hydrochloride (internal use)	developmental	64-75-5	January 1, 1991
Thalidomide	developmental	50-35-1	July 1, 1987
Thioguanine	developmental	154-42-7	July 1, 1990
Thiophanate methyl	female, male	23564-05-8	May 18, 1999
Tobacco smoke (primary)	developmental, female, male	—	April 1, 1988
Tobramycin sulfate	developmental	49842-07-1	July 1, 1990
Toluene	developmental female	108-88-3	January 1, 1991 August 7, 2009
Triadimefon	developmental, female, male	43121-43-3	March 30, 1999
Triazolam	developmental	28911-01-5	April 1, 1990
Tributyltin methacrylate	developmental	2155-70-6	December 1, 1999
Trientine hydrochloride	developmental	38260-01-4	February 27, 2001
Triforine	developmental	26644-46-2	June 18, 1999
1,3,5-Triglycidyl-s-triazinetriene	male	2451-62-9	August 7, 2009
Trilostane	developmental	13647-35-3	April 1, 1990
Trimethadione	developmental	127-48-0	January 1, 1991
Trimetrexate glucuronate	developmental	82952-64-5	August 26, 1997
Triphenyltin hydroxide	developmental	76-87-9	March 18, 2002
Uracil mustard	developmental, female, male	66-75-1	January 1, 1999
Urethane	developmental	51-79-6	October 1, 1994
Urofollitropin	developmental	97048-13-0	April 1, 1990
Valproate (Valproic acid)	developmental	99-66-1	July 1, 1987
Vinblastine sulfate	developmental	143-67-9	July 1, 1990
Vinclozolin	developmental	50471-44-8	May 15, 1998
Vincristine sulfate	developmental	2068-78-2	July 1, 1990
4-Vinylcyclohexene	female, male	100-40-03	August 7, 2009
Vinyl cyclohexene dioxide (4-Vinyl-1-cyclohexene diepoxide)	female, male	106-87-6	August 1, 2008
Warfarin	developmental	81-81-2	July 1, 1987
Zileuton	developmental, female	111406-87-2	December 22, 2000

Date: February 5, 2010

OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT

CALIFORNIA ENVIRONMENTAL
PROTECTION AGENCY
OFFICE OF ENVIRONMENTAL HEALTH
HAZARD ASSESSMENT

SAFE DRINKING WATER AND TOXIC
ENFORCEMENT ACT OF 1986
(PROPOSITION 65)

NOTICE OF INTENT TO LIST
BROMOCHLOROACETIC ACID
AND CUMENE
February 5, 2010

The California Environmental Protection Agency's Office of Environmental Health Hazard Assessment (OEHHA) intends to list the chemicals *bromochloroacetic acid* and *cumene* as known to the State to cause cancer under the Safe Drinking Water and Toxic Enforcement Act of 1986.¹ This action is being taken under the authoritative bodies mechanism.²

Chemical	CAS No.	Endpoint	Reference	Chemical Use
<i>Bromochloroacetic acid</i>	5589-96-8	Cancer	NTP (2009a)	Water disinfection by-product
<i>Cumene</i>	98-82-8	Cancer	NTP (2009b)	Used in the production of numerous chemicals, especially phenol and acetone; used as a thinner, a solvent, and in some fuels; occurs naturally in petroleum and some foods

OEHHA requested information relevant to the possible listing of bromochloroacetic acid and cumene in a notice published in the *California Regulatory Notice Registry* on October 16, 2009 (Register 2009, No. 42-Z). OEHHA received no public comments.

Background on listing via the authoritative bodies mechanism: A chemical must be listed under Proposition 65 when two conditions are met:

- 1) An authoritative body formally identifies the chemical as causing cancer (Section 25306(d)³).
- 2) The evidence considered by the authoritative body meets the sufficiency criteria contained in the regulations (Section 25306(e)).

However, the chemical is not listed if scientifically valid data which were not considered by the authoritative body clearly establish that the sufficiency of evidence criteria were not met (Section 25306(f)).

The National Toxicology Program (NTP) is one of several institutions designated as authoritative for the identification of chemicals as causing cancer (Section 25306(m)).

OEHHA is the lead agency for Proposition 65 implementation. After an authoritative body has made a determination about a chemical, OEHHA evaluates whether listing under Proposition 65 is required using the criteria contained in the regulations.

OEHHA's determination: *Bromochloroacetic acid* and *cumene* each meet the criteria for listing as known to the State to cause cancer under Proposition 65, based on findings of the National Toxicology Program (NTP, 2009a; NTP, 2009b).

Formal identification and sufficiency of evidence for bromochloroacetic acid: In 2009, the NTP published a report on bromochloroacetic acid, entitled *Toxicology and Carcinogenesis Studies of Bromochloroacetic Acid (CAS No. 5589-96-8) in F344/N Rats and B6C3F1 Mice (Drinking Water Studies)*. This report concludes that the chemical causes cancer, which satisfies the formal identification and sufficiency of evidence criteria in the Proposition 65 regulations.

OEHHA is relying on the NTP's discussion of data and conclusions in the report that bromochloroacetic acid causes cancer. The NTP (2009a) report concludes:

"Under the conditions of these 2-year studies, there was *clear evidence of carcinogenic activity* of bromochloroacetic acid in male F344/N rats based on increased incidences of malignant mesotheliomas and adenomas of the large intestine. There was *clear evidence of carcinogenic activity* of bromochloroacetic acid in

¹ Commonly known as Proposition 65, the Safe Drinking Water and Toxic Enforcement Act of 1986 is codified in Health and Safety Code section 25249.5 *et seq.*

² See Health and Safety Code section 25249(b) and Title 27, Cal. Code of Regs., section 25306.

³ All referenced sections are from Title 27 of the Cal. Code of Regulations.

female F344/N rats based on increased incidences of adenomas of the large intestine; increased incidences of multiple fibroadenomas of the mammary gland in female rats were also considered to be exposure related. Increased incidences of pancreatic islet adenomas in male rats and of hepatocellular adenomas in male and female rats may have been related to bromochloroacetic acid exposure. There was *clear evidence of carcinogenic activity* of bromochloroacetic acid in male and female B6C3F1 mice based on increased incidences of hepatocellular neoplasms and hepatoblastoma (males only).” (Emphasis in original)

Thus, the NTP (2009a) has found that bromochloroacetic acid causes increased incidences of malignant mesotheliomas in male rats, and malignant liver tumors in male and female mice.

Formal identification and sufficiency of evidence for cumene: In 2009, the NTP published a report, entitled *Toxicology and Carcinogenesis Studies of Cumene (CAS No. 98–82–8) in F344/N Rats and B6C3F1 Mice (Inhalation Studies)*. The report concludes that cumene causes cancer, which satisfies the formal identification and sufficiency of evidence criteria in the Proposition 65 regulations.

OEHHA is relying on the NTP’s discussion of data and conclusions in the report that cumene causes cancer. The NTP (2009b) report concludes:

“Under the conditions of these 2–year inhalation studies, there was *clear evidence of carcinogenic activity* of cumene in male F344/N rats based on increased incidences of respiratory epithelial adenoma in the nose and renal tubule adenoma or carcinoma (combined). Increased incidences of interstitial cell adenoma of the testis may have been related to exposure to cumene. There was *some evidence of carcinogenic activity* of cumene in female F344/N rats based on the incidences of respiratory epithelium adenoma in the nose. There was *clear evidence of carcinogenic activity* of cumene in male B6C3F1 mice based on increased incidences of alveolar/bronchiolar neoplasms. The increased incidences of hemangiosarcoma in the spleen and follicular cell adenoma in the thyroid gland in male mice may have been related to cumene exposure. There was *clear evidence of carcinogenic activity* of cumene in female B6C3F1 mice based on increased incidences of alveolar/bronchiolar neoplasms. Increased incidences of hepatocellular adenoma or

carcinoma (combined) in female mice were also considered to be related to exposure to cumene.” (Emphasis in original)

Thus, the NTP (2009b) has found that cumene causes increased incidences of combined benign and malignant kidney tumors in male rats, and malignant lung tumors in mice of both sexes.

Request for Comments: OEHHA is committed to public participation in its implementation of Proposition 65. OEHHA wants to ensure that its regulatory decisions are based on a thorough consideration of all relevant information. OEHHA is requesting comments as to whether these two chemicals meet the criteria set forth in the Proposition 65 regulations for authoritative bodies listings. In order to be considered, **the OEHHA must receive comments by 5:00 p.m. on Monday, March 8, 2010.** We encourage you to submit comments in electronic form, rather than in paper form. Comments transmitted by e–mail should be addressed to coshita@oehha.ca.gov. Comments submitted in paper form may be mailed or delivered in person in triplicate, or faxed, to the addresses below:

Mailing Address: Ms. Cynthia Oshita
Office of Environmental
Health Hazard Assessment
P.O. Box 4010, MS–19B
Sacramento, California
95812–4010

Fax: (916) 323–8803

Street Address: 1001 I Street
Sacramento, California 95814

If you have any questions, please contact Ms. Oshita at coshita@oehha.ca.gov or at (916) 445–6900.

References

National Toxicology Program (NTP, 2009a). *Toxicology and Carcinogenesis Studies of Bromochloroacetic Acid (CAS No. 5589–96–8) in F344/N Rats and B6C3F1 Mice (Drinking Water Studies)*. NTP Technical Report Series No. 549. NIH Publication No. 09–5890. U.S. Department of Health and Human Services, NTP, Research Triangle Park, NC.

National Toxicology Program (NTP, 2009b). *Toxicology and Carcinogenesis Studies of Cumene (CAS No. 98–82–8) in F344/N Rats and B6C3F1 Mice (Inhalation Studies)*. NTP Technical Report Series No. 542. NIH Publication No. 09–5885. U.S. Department of Health and Human Services, NTP, Research Triangle Park, NC.

OFFICE OF ENVIRONMENTAL
HEALTH HAZARD ASSESSMENT

CALIFORNIA ENVIRONMENTAL
PROTECTION AGENCY
OFFICE OF ENVIRONMENTAL HEALTH
HAZARD ASSESSMENT

SAFE DRINKING WATER AND TOXIC
ENFORCEMENT ACT OF 1986
(PROPOSITION 65)

NOTICE OF INTENT TO LIST
DICLOFOP-METHYL AND
EPOXICONAZOLE
February 5, 2010

The California Environmental Protection Agency's Office of Environmental Health Hazard Assessment (OEHHA) intends to list the chemicals *diclofop-methyl* and *epoxiconazole* as known to the State to cause cancer under the Safe Drinking Water and Toxic Enforcement Act of 1986.¹ This action is being taken under the authoritative bodies listing mechanism.²

Chemical	CAS No.	Endpoint	Reference	Chemical Use
<i>Diclofop-methyl</i>	51338-27-3	Cancer	U.S. EPA (2000)	Herbicide used on wheat, barley and golf courses
<i>Epoxiconazole</i>	135319-73-2	Cancer	U.S. EPA (2001)	Triazole fungicide used on coffee and bananas outside the U.S.

OEHHA requested information relevant to the possible listing of *diclofop-methyl* and *epoxiconazole* in a notice published in the *California Regulatory Notice Register* on November 13, 2009 (Register 2009, No. 46-Z). OEHHA received no public comments.

Background on listing via the authoritative bodies mechanism: A chemical must be listed under the Proposition 65 regulations when two conditions are met:

- 1) An authoritative body formally identifies the chemical as causing cancer (Section 25306(d)³).
- 2) The evidence considered by the authoritative body meets the sufficiency criteria contained in the regulations (Section 25306(e)).

However, the chemical is not listed if scientifically valid data which were not considered by the authoritative body clearly establish that the sufficiency of evidence criteria were not met (Section 25306(f)).

The U.S. Environmental Protection Agency (U.S. EPA) is one of several institutions designated as authoritative for the identification of chemicals as causing cancer (Section 25306(m)).

OEHHA is the lead agency for Proposition 65 implementation. After an authoritative body has made a determination about a chemical, OEHHA evaluates

whether listing under Proposition 65 is required using the criteria contained in the regulations.

OEHHA's determination: *Diclofop-methyl* and *epoxiconazole* each meet the criteria for listing as known to the State to cause cancer under Proposition 65, based on findings of the U.S. Environmental Protection Agency (U.S. EPA 2000; U.S. EPA, 2001).

Formal identification and sufficiency of evidence for diclofop-methyl: In 2000, the U.S. EPA published a report on diclofop-methyl entitled *Cancer Assessment Document. Evaluation of the Carcinogenic Potential of Diclofop-Methyl (Second Review)*. This report concludes that the chemical causes cancer, which satisfies the formal identification and sufficiency of evidence criteria in the Proposition 65 regulations.

OEHHA is relying on the U.S. EPA's discussion of data and conclusions in the report that diclofop-methyl causes cancer. The U.S. EPA (2000) report concludes that diclofop-methyl is "likely to be carcinogenic to humans" by the oral route based on the following weight-of-the-evidence considerations:

1. Liver tumors were seen in both sexes of two species including both benign and malignant liver tumors in rats and mice. Increases in the incidence of thyroid follicular cell tumors in female rats and Leydig cell tumors in male rats were possibly treatment-related.
2. The relevance of the observed tumors to human exposure cannot be discounted.

¹ Commonly known as Proposition 65, the Safe Drinking Water and Toxic Enforcement Act of 1986 is codified in Health and Safety Code section 25249.5 *et seq.*

² See Health and Safety Code section 25249.8(b) and Title 27, Cal. Code of Regs., section 25306.

³ All referenced sections are from Title 27 of the Cal. Code of Regulations.

3. Diclofop-methyl is not mutagenic in both in vivo and in vitro assays.
4. Structurally related diphenyl ethers cause liver tumors in rats and/or mice. Some of these compounds such as clodinafop-propargyl and lactofen, are also peroxisome proliferators.” (emphasis in original)

Thus, the U.S. EPA (2000) has found that diclofop-methyl causes increased incidences of combined malignant and benign liver tumors in male and female mice and rats.

Formal identification and sufficiency of evidence for epoxiconazole: In 2001, the U.S. EPA published a report on epoxiconazole entitled *Cancer Assessment Document. Evaluation of the Carcinogenic Potential of Epoxiconazole*. This report concludes that the chemical causes cancer, which satisfies the formal identification and sufficiency of evidence criteria in the Proposition 65 regulations.

OEHHA is relying on the U.S. EPA’s discussion of data and conclusions in the report that epoxiconazole causes cancer. The U.S. EPA (2001) report found that in male rats there was an increased incidence of hepatocellular carcinomas and combined adenomas and carcinomas of the adrenal cortex in treated animals relative to controls. In female rats there was an increased incidence of combined adenomas and carcinomas of the adrenal cortex, and benign ovarian luteomas and granulosa cell tumors in treated animals relative to controls. In male and female mice there was an increased incidence of hepatocellular carcinomas and combined hepatocellular carcinomas and adenomas in treated animals relative to controls.

The U.S. EPA report concludes that epoxiconazole is “‘**likely to be carcinogenic to humans**’ by the oral route based on the following weight-of-the-evidence considerations:

1. There were increased incidences of liver tumors in male and female mice and rats. In addition, treatment-related increase [sic] were noted for adrenal tumors in male and female rats and ovarian tumors in female rats.
2. The relevance of the observed tumors to human exposure cannot be discounted.
3. The structurally related compounds are largely nonmutagens but are hepatocarcinogens.” (emphasis in original)

Thus, the U.S. EPA (2001) has found that epoxiconazole causes increased incidences of combined malignant and benign adrenal tumors in male and female rats, malignant liver tumors in male rats, and malignant and combined malignant and benign liver tumors in male and female mice.

Request for comments: OEHHA is committed to public participation in its implementation of Proposition 65. OEHHA wants to ensure that its regulatory decisions are based on a thorough consideration of all relevant information. OEHHA is requesting comments as to whether these two chemicals meet the criteria set forth in the Proposition 65 regulations for authoritative bodies listings. In order to be considered, **comments must be received by OEHHA by 5:00 p.m. on Monday, March 8, 2010.** We encourage you to submit comments in electronic form, rather than in paper form. Comments transmitted by e-mail should be addressed to coshita@oehha.ca.gov. Comments submitted in paper form may be mailed or delivered in person in triplicate, or faxed, to the addresses below:

Mailing Address: Ms. Cynthia Oshita
Office of Environmental
Health Hazard Assessment
P.O. Box 4010, MS-19B
Sacramento, California
95812-4010

Fax: (916) 323-8803

Street Address: 1001 I Street
Sacramento, California 95814

If you have any questions, please contact Ms. Oshita at coshita@oehha.ca.gov or at (916) 445-6900.

References

U.S. Environmental Protection Agency (U.S. EPA, 2000). *Cancer Assessment Document. Evaluation of the Carcinogenic Potential of Diclofop-Methyl (Second Review)*. Health Effects Division, Office of Pesticide Programs. May 24, 2000.

U.S. Environmental Protection Agency (U.S. EPA, 2001). *Cancer Assessment Document. Evaluation of the Carcinogenic Potential of Epoxiconazole*. Health Effects Division, Office of Pesticide Programs. January 24, 2001.

OAL REGULATORY DETERMINATIONS

OFFICE OF ADMINISTRATIVE LAW

DETERMINATION OF ALLEGED UNDERGROUND REGULATION (Summary Disposition)

(Pursuant to Government Code Section 11340.5 and Title 1, section 270, of the California Code of Regulations)

The attachments are not being printed for practical reasons or space considerations. However, if you would like to view the attachments please contact Margaret Molina at (916) 324-6044 or mmolina@oal.ca.gov.

DEPARTMENT OF CORRECTIONS AND REHABILITATION

Date: January 20, 2010
To: Robert Gibson
From: Chapter Two Compliance Unit
Subject: **2010 OAL DETERMINATION NO.2 (S) (CTU2009-1130-03)**
(Summary Disposition issued pursuant to Gov. Code, sec. 11340.5; Cal. Code Regs., tit. 1, sec. 270(f))

Petition challenging as an underground regulation sections of the California Code of Regulations, rules adopted by individual prisons, sections of the Department Operations Manual, an Administrative Bulletin issued by the Department of Corrections and Rehabilitation and other rules dealing with personal property

On November 30, 2009, you submitted a petition to the Office of Administrative Law (OAL) asking for a determination as to whether a number of specified rules constitute underground regulations. The challenged rules are:

- California Code of Regulations, title 15, section 3174, prohibition on “over night” visits.
- California Code of Regulations, title 15, section 3006, mail restrictions.

- California Code of Regulations, title 15, section 3220.4, prohibition on R rated movies.
- A rule contained in a Memorandum issued by the Warden at California State Prison, Corcoran, on February 14, 2002, prohibiting the possession of “Stuff” and “Maxim” magazines. A copy is attached as Exhibit A.
- A rule issued by Salinas Valley State Prison in Operational Procedure #2, revised August 2005, concerning inmate mail. A copy is attached as Exhibit B.
- Administrative Bulletin 02/04 restricting possession of materials showing full frontal nudity. A copy is attached as Exhibit C.
- Department Operations Manual (DOM) sections 54030.18.2, 54030.18.4, 54030.18.6, 54030.18.7, 54030.19.2, 54030.19.4, 54030.19.5 and 54030.19.7.1. These sections deal with specified allowable personal property.
- A complete ban on specified food items, such as dry fruit, cane sugar, candy with sugar, honey, etc.
- A complete ban on personal property, such as televisions with speakers and audio capabilities, ceramic hot pots, nylon tote bags, DVD players, etc.
- A complete ban on specified clothing items, such as blue jeans, Levis and Wrangler jackets, brown Dickie winter coats, fishing hats, sweat pants with drawstrings, etc.
- A ban on wearing personal clothing in the prison visiting room.
- Restricting the items a vendor may sell to inmates.

In issuing a determination, OAL renders an opinion only as to whether a challenged rule is a “regulation” as defined in Government Code section 11342.600,¹ which should have been, but was not adopted pursuant to the Administrative Procedure Act (APA).² Nothing in this analysis evaluates the advisability or the wisdom of the underlying action or enactment. OAL has neither the legal authority nor the technical expertise to evalu-

¹ “Regulation” means every rule, regulation, order, or standard of general application or the amendment, supplement, or revision of any rule, regulation, order, or standard adopted by any state agency to implement, interpret, or make specific the law enforced or administered by it, or to govern its procedure.

² Such a rule is called an “underground regulation” as defined in California Code of Regulations, title 1, section 250, subsection (a):

“Underground regulation” means any guideline, criterion, bulletin, manual, instruction, order, standard of general application, or other rule, including a rule governing a state agency procedure, that is a regulation as defined in section 11342.600 of the Government Code, but has not been adopted as a regulation and filed with the Secretary of State pursuant to the APA and is not subject to an express statutory exemption from adoption pursuant to the APA.

ate the underlying policy issues involved in the subject of this determination.

CALIFORNIA CODE OF REGULATIONS

You challenge California Code of Regulations, title 15, sections 3174, 3006, and 3220.4 as underground regulations. These sections were duly adopted as regulations pursuant to the APA and filed with the Secretary of State in compliance with the APA:

- Section 3174 was filed with the Secretary of State on February 18, 2003 and has not been amended.
- Section 3006 was filed with the Secretary of State on March 2, 1983 and has been amended numerous times since then. The most recent amendment was filed with the Secretary of State on August 4, 2008.
- Section 3220.4 was filed with the Secretary of State on June 29, 1993. Amendments were filed with the Secretary of State on June 28, 1996, December 19, 1996, and May 23, 1997.

These challenged rules are not, therefore, underground regulations.

DOM SECTIONS

The California Department of Corrections and Rehabilitation (CDCR) adopted California Code of Regulations, title 15, section 3190, to govern the type and amount of personal property an inmate may possess. Section 3190 incorporates by reference the Authorized Personal Property Schedule (APPS)(revised February 1, 2008). The APPS lists the allowable personal property items an inmate may possess in each of the five mission-based regions³ of the Division of Adult Institutions.⁴ The APPS is printed in Article 43 of the DOM. The DOM sections you challenge, sections 54030.18.2, 54030.18.4, 54030.18.6, 54030.18.7, 54030.19.2, 54030.19.4, 54030.19.5 and 54030.19.7.1, deal with various types of personal property. These sections of the DOM are among those that are included in the APPS.

Pursuant to California Code of Regulations, title 1, section 20(a), “incorporation by reference” is defined to mean:

. . .the method whereby a regulation printed in the California Code of Regulations makes provisions of another document part of that regulation by reference to the other document.

³The five mission-based regions are:

- Reception Centers,
- Levels I, II, III, and Male Conservation Camps,
- California Out Of State Facilities and Community Correctional Facilities,
- Levels III and IV, High Security and Transitional Housing, and
- Female Offenders Programs.

⁴ The Division of Adult Institutions is the division within CDCR responsible for the administration of California prisons.

The APPS (revised February 1, 2008) was incorporated by reference and is therefore part of California Code of Regulations, title 15, section 3190. Section 3190 was duly adopted as a regulation pursuant to the APA and filed with the Secretary of State on March 6, 1985, and was subsequently amended several times. The amendment that incorporated the APPS was filed with the Secretary of State on June 4, 2008, in accordance with the APA.

These challenged rules are not, therefore, underground regulations.

LOCAL RULES

You challenge two rules issued by individual state prisons:

- A rule contained in a Memorandum issued by the Warden at California State Prison, Corcoran, on February 14, 2002, prohibiting the possession of “Stuff” and “Maxim” magazines.
- A rule issued by Salinas Valley State Prison in Operational Procedure #2, revised August 2005, concerning inmate mail.

Generally, a rule which meets the definition of a “regulation” in Government Code section 11342.600 is required to be adopted pursuant to the APA. In some cases, however, the Legislature has chosen to establish exemptions from the requirements of the APA. Penal Code section 5058, subdivision (c), establishes exemptions expressly for CDCR:

(c) The following are deemed not to be “regulations” as defined in Section 11342.600 of the Government Code:

(1) Rules issued by the director applying solely to a particular prison or other correctional facility. . . .

This exemption is called the “local rule” exemption. It applies only when a rule is established for a single correctional institution.

In *In re Garcia* (67 Cal.App.4th 841, 845), the court discussed the nature of a “local rule” adopted by the warden for the Richard J. Donovan Correctional Facility (Donovan) which dealt with correspondence between inmates at Donovan:

The Donovan inter-institutional correspondence policy applies solely to correspondence entering or leaving Donovan. It applies to Donovan inmates in all instances.

The Donovan policy is not a rule of general application. It applies solely to Donovan and, under Penal Code section 5058, subdivision (c)(1), is not subject to APA requirements.

Similarly, the rules challenged by your petition apply solely to the inmates of the California State Prison, Corcoran and Salinas Valley State Prison:

- The Memorandum concerning possession of “Stuff” and “Maxim” was issued by the Warden of California State Prison, Corcoran. Inmates housed at other institutions are governed by those other institution’s criteria for possession of these magazines. The rule you challenged was issued by California State Prison, Corcoran, and applies only to inmates at California State Prison, Corcoran.
- Operational Procedure #2 concerning restrictions on inmate mail was issued by Salinas Valley State Prison. Inmates housed at other institutions are governed by those other institution’s criteria for inmate mail. The rule you challenged was issued by Salinas Valley State Prison, and applies only to inmates at Salinas Valley State Prison.

Therefore, these rules are “local rules” and are exempt from compliance with the APA pursuant to Penal Code section 5058(c)(1). They are not underground regulations.

RESTATEMENT OF LAW

Administrative Bulletin 02/04 prohibits inmates from possessing or receiving material that shows full frontal nudity of either gender. This prohibition is in compliance with California Code of Regulations, title 15, section 3006(c)(17) which prohibits “Sexually explicit images that depict frontal nudity. . . .”

As noted above, the definition of “regulation” in Government Code section 11342.600 includes “every rule, regulation, order, or standard of general application . . . adopted by any state agency to *implement, interpret, or make specific* the law enforced or administered by it, or to govern its procedure.” (Emphasis added.)

California Code of Regulations, title 15, section 3006(c)(17) prohibits images of frontal nudity. Administrative Bulletin 02/04 restates section 3006 without further implementing, interpreting or making specific section 3006. The prohibition on material containing frontal nudity, therefore, does not meet the definition of “regulation” in Government Code section 11342.600. Administrative Bulletin 02/04 is not an underground regulation.

UNABLE TO DETERMINE

The remainder of the rules challenged in your petition do not contain a reference to the source of the rule, nor were copies of the rules included with your petition. We cannot, therefore, determine whether these rules meet the definition of “regulation” in Government Code section 11342.600, and therefore, cannot determine whether these rules are underground regulations.

CONCLUSION

For the reasons discussed above, we find that the rules discussed above in the sections titled “California Code of Regulations,” “DOM Sections,” “Local Rules” and “Restatement of Law” are not underground regulations.⁵ We are unable to determine whether the remaining rules challenged in your petition are underground regulations.

The issuance of this summary disposition does not restrict your right to adjudicate the alleged violation of section 11340.5 of the Government Code.

/s/
SUSAN LAPSLEY
Director

/s/
Kathleen Eddy
Senior Counsel

Copy: Matthew Cate
Timothy Lockwood
John McClure

DEPARTMENT OF CORRECTIONS AND REHABILITATION

Date: January 20, 2010
To: Russell Sanders
From: Chapter Two Compliance Unit
Subject: **2010 OAL DETERMINATION NO. 1 (S)**
(CTU2009–1204–01)
(Summary Disposition issued pursuant to Gov. Code, sec. 11340.5; Cal. Code Regs., tit. 1, sec. 270(f))

Petition challenging as an underground regulation a policy at California State Prison,

⁵ The rules challenged by your petition is the proper subject of a summary disposition letter pursuant to title 1, section 270 of the California Code of Regulations. Subdivision (f) of section 270 provides:

(f)(1) If facts presented in the petition or obtained by OAL during its review pursuant to subsection (b) demonstrate to OAL that the rule challenged by the petition is not an underground regulation, OAL may issue a summary disposition letter stating that conclusion. A summary disposition letter may not be issued to conclude that a challenged rule is an underground regulation.

(2) Circumstances in which facts demonstrate that the rule challenged by the petition is not an underground regulation include, but are not limited to, the following:

(A) The challenged rule has been superseded.

(B) The challenged rule is contained in a California statute.

(C) *The challenged rule is contained in a regulation that has been adopted pursuant to the rulemaking provisions of the APA.*

(D) The challenged rule has expired by its own terms.

(E) *An express statutory exemption from the rulemaking provisions of the APA is applicable to the challenged rule.*

Solano, concerning attendance at religious banquets

On December 4, 2009, you submitted a petition to the Office of Administrative Law (OAL) asking for a determination as to whether a policy at California State Prison, Solano, concerning attendance at religious banquets constitutes an underground regulation. The rule is in a Second Level Appeal Response signed on October 29, 2009, on behalf of Gary Swarthout, Acting Warden at California State Prison, Solano. The rule, as stated in the Second Level Appeal Response, a copy of which is attached hereto as Exhibit A, requires:

. . . inmates to attend at least fifty percent of regularly scheduled religious services or worship (not including special services, teachings, counseling, etc.) for the duration of six months prior to being authorized to attend a food banquet,

In issuing a determination, OAL renders an opinion only as to whether a challenged rule is a “regulation” as defined in Government Code section 11342.600,¹ which should have been, but was not adopted pursuant to the Administrative Procedure Act (APA).² Nothing in this analysis evaluates the advisability or the wisdom of the underlying action or enactment. OAL has neither the legal authority nor the technical expertise to evaluate the underlying policy issues involved in the subject of this determination.

Generally, a rule which meets the definition of a “regulation” in Government Code section 11342.600 is required to be adopted pursuant to the APA. In some cases, however, the Legislature has chosen to establish exemptions from the requirements of the APA. Penal Code section 5058, subdivision (c), establishes exemptions expressly for the California Department of Corrections and Rehabilitation (CDCR):

(c) The following are deemed not to be “regulations” as defined in Section 11342.600 of the Government Code:

¹ “Regulation” means every rule, regulation, order, or standard of general application or the amendment, supplement, or revision of any rule, regulation, order, or standard adopted by any state agency to implement, interpret, or make specific the law enforced or administered by it, or to govern its procedure.

² Such a rule is called an “underground regulation” as defined in California Code of Regulations, title 1, section 250, subsection (a):

“Underground regulation” means any guideline, criterion, bulletin, manual, instruction, order, standard of general application, or other rule, including a rule governing a state agency procedure, that is a regulation as defined in section 11342.600 of the Government Code, but has not been adopted as a regulation and filed with the Secretary of State pursuant to the APA and is not subject to an express statutory exemption from adoption pursuant to the APA.

(1) Rules issued by the director applying solely to a particular prison or other correctional facility. . . .

This exemption is called the “local rule” exemption. It applies only when a rule is established for a single correctional institution.

In *In re Garcia* (67 Cal.App.4th 841, 845), the court discussed the nature of a “local rule” adopted by the warden for the Richard J. Donovan Correctional Facility (Donovan) which dealt with correspondence between inmates at Donovan:

The Donovan inter-institutional correspondence policy applies solely to correspondence entering or leaving Donovan. It applies to Donovan inmates in all instances.

. . .

The Donovan policy is not a rule of general application. It applies solely to Donovan and, under Penal Code section 5058, subdivision (c)(1), is not subject to APA requirements.

Similarly, the rule challenged by your petition applies solely to the inmates of the California State Prison, Solano. The rule was issued by the warden of California State Prison, Solano, in the Second Level Appeal Response. Inmates housed at other institutions are governed by those other institution’s criteria for attendance at religious food banquets. The rule you challenged was issued by the California State Prison, Solano, and applies only to inmates at California State Prison, Solano. Therefore, the rule is a “local rule” and is exempt from compliance with the APA pursuant to Penal Code section 5058(c)(1). It is not an underground regulation.³

The issuance of this summary disposition does not restrict your right to adjudicate the alleged violation of section 11340.5 of the Government Code.

³ The rule challenged by your petition is the proper subject of a summary disposition letter pursuant to title 1, section 270 of the California Code of Regulations. Subdivision (f) of section 270 provides:

(f)(1) If facts presented in the petition or obtained by OAL during its review pursuant to subsection (b) demonstrate to OAL that the rule challenged by the petition is not an underground regulation, OAL may issue a summary disposition letter stating that conclusion. A summary disposition letter may not be issued to conclude that a challenged rule is an underground regulation.

(2) Circumstances in which facts demonstrate that the rule challenged by the petition is not an underground regulation include, but are not limited to, the following:

(A) The challenged rule has been superseded.

(13) The challenged rule is contained in a California statute.

(C) The challenged rule is contained in a regulation that has been adopted pursuant to the rulemaking provisions of the APA.

(D) The challenged rule has expired by its own terms.

(E) An express statutory exemption from the rulemaking provisions of the APA is applicable to the challenged rule. (Emphasis added.)

/s/
SUSAN LAPSLEY
Director

/s/
Kathleen Eddy
Senior Counsel

Copy: Matthew Cate
Timothy Lockwood
John McClure

SUMMARY OF REGULATORY ACTIONS

REGULATIONS FILED WITH SECRETARY OF STATE

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

File# 2009-1209-01
BOARD OF EQUALIZATION
Alcoholic Beverage Tax Law

This action is to amend the header form identifier for several forms, amend the title for other forms, amend authority and reference citations, revise the reference to the federal agency responsible for oversight and make some grammatical corrections.

Title 18
California Code of Regulations
AMEND: 2504, 2505, 2506, 2507, 2508, 2509,
2512, 2513, 2514, 2525, 2530, 2535, 2536, 2537,
2538, 2540, 2541, 2542, 2543, 2544, 2557, 2560,
2561
Filed 01/25/2010
Agency Contact:
Richard Bennion (916) 445-2130

File# 2009-1204-01
BOARD OF EQUALIZATION
Board Approval Required for Refunds Over \$50,000

This rulemaking amends two sections within Title 18 to clarify that staff, as a result of a vote by the California Board of Equalization delegating the authority, have the authority, without further approval from Board Members, to grant or deny specified refunds. This amends these sections to increase the delegation from \$50,000

to cover amounts up to \$100,000. This amendment further specifies that if a refund should be granted in excess of \$50,000 (or \$15,000 in one instance) that this determination must be available as a public record for 10 days prior to its effective date.

Title 18
California Code of Regulations
AMEND: 5237, 5266
Filed 01/20/2010
Effective 02/19/2010
Agency Contact:
Richard Bennion (916) 445-2130

File# 2010-0120-01
CALIFORNIA ALTERNATIVE ENERGY AND
ADVANCED TRANSPORTATION FINANCING
AUTHORITY
Extension of Previously Adopted CAEATFA Emergency Regulations

The Public Resources Code creates the California Alternative Energy and Advanced Financing Authority (Authority) and authorizes it to fix fees and charges for projects to fund expenses incurred by the Authority in carrying out its duties. Existing section 10020 of title 4 of the California Code of Regulations sets fees for projects generally, but there are no specific fees established for renewable energy projects. This filing is the readoption of an emergency regulatory action which added a separate fee structure to section 10020 to establish a renewable energy program and lower the cost of financing these technologies while allowing the Authority to be self sustaining. The initial filing of this regulatory action was mandated to be in the form of emergency regulations and deemed necessary for the immediate preservation of the public peace, health and safety, and general welfare by the Legislature pursuant to section 26011.6(b) of the Public Resources Code.

Title 4
California Code of Regulations
AMEND: 10020
Filed 01/27/2010
Effective 01/27/2010
Agency Contact:
Samantha Russell (916) 654-6061

File# 2009-1216-05
CALIFORNIA HORSE RACING BOARD
Possession of Contraband

This regulatory action provides that no person other than a veterinarian licensed by the Board shall have in his or her possession at a facility under the jurisdiction of the Board any substance or medication that has been prepared or packaged for injection by a hypodermic syringe or hypodermic needle, nor possess any medicine,

medication, or other substance recognized as a medication, which has not been prescribed and labeled in accordance with Board regulations.

Title 4
California Code of Regulations
AMEND: 1890
Filed 01/27/2010
Effective 02/26/2010
Agency Contact: Harold Coburn (916) 263-6397

File# 2009-1216-08
CALIFORNIA HORSE RACING BOARD
Taking, Testing and Reporting of Samples

The California Horse Racing Board amended title 4, California Code of Regulations, section 1859, which provides for the taking, testing and reporting of urine, blood, or other official test samples from horses participating in a horserace to determine the existence of any prohibited drugs or substances in the horse. The amendment adds the Equine Medical Director to the list of officials who may direct the taking of official test samples and who may approve the taking of official test samples in areas other than the approved detention area. The amendment also deletes the requirement for official test samples to be discarded immediately if the official laboratory fails to detect a prohibited drug or substance in the official test samples.

Title 4
California Code of Regulations
AMEND: 1859
Filed 01/27/2010
Effective 02/26/2010
Agency Contact: Harold Coburn (916) 263-6397

File# 2009-1216-09
CALIFORNIA HORSE RACING BOARD
Total Carbon Dioxide Testing

The California Horse Racing Board (Board) amended title 4, California Code of Regulations, sections 1843.6 and 1858. The amendment to section 1843.6 adds the Equine Medical Director and the stewards to the list of officials who may direct Board-licensed veterinarians or registered veterinary technicians to collect blood samples from a horse to test for concentrations of total carbon dioxide (TCO₂), and adds the Equine Medical Director to the list of officials who may select any horse for TCO₂ testing at any facility under Board jurisdiction. The amendment to section 1858 adds the Equine Medical Director to the list of officials who may designate horses required for official blood or urine testing at horse races, and whose designation for testing may not be refused by any horse owner, trainer or other person having care of the horse.

Title 4
California Code of Regulations
AMEND: 1843.6 and 1858
Filed 01/27/2010
Effective 02/26/2010
Agency Contact: Harold Coburn (916) 263-6397

File# 2009-1207-02
CALIFORNIA STUDENT AID COMMISSION
Assumption Program of Loans for Education

The California Student Aid Commission repealed and adopted regulations implementing the Assumption Program of Loans for Education (APLE) in title 5, division 4, chapter 1, California Code of Regulations, sections 30701-30709. The APLE provides graduated assumption of student loan debt for eligible students, teaching interns, and teachers who agree to teach for four consecutive years in California elementary and secondary public schools, as specified, in subject areas that are designated annually by the Superintendent of Public Instruction. The action is a result of comprehensive amendments made to the program by the Legislature in SB 1158 (2008), which became effective on 1/1/2009.

Title 5
California Code of Regulations
ADOPT: 30701, 30702, 30703, 30704, 30705, 30706, 30707, 30708, and 30709 REPEAL: 30701, 30702, 30703, 30704, 30705, 30706, 30707, 30708, and 30709
Filed 01/21/2010
Effective 01/21/2010
Agency Contact: Clarita Cortez (916) 464-2946

File# 2009-1221-02
CALIFORNIA TRAVEL AND TOURISM COMMISSION
Conflict of Interest Code

This is a Conflict of Interest Code amendment that has been approved by the Fair Political Practices Commission and is being submitted for filing with the Secretary of State and printing in the California Code of Regulations.

Title 2
California Code of Regulations
AMEND: 58100
Filed 01/25/2010
Effective 02/24/2010
Agency Contact:
Matthew Sabbatini (916) 444-4429

File# 2009-1208-02
COMMISSION ON TEACHER CREDENTIALING
Career Technical Education Credentials

These regulatory amendments change the requirements for the Career Technical Education Credentials

and provide for a new authorization of the Designated Subject of "Business and Industry Partnership Teacher."

Title 5
California Code of Regulations
ADOPT: 80034.1, 80034.2, 80034.3 AMEND:
80035, 80035.1, 80035.5
Filed 01/21/2010
Effective 02/20/2010
Agency Contact:
Tammy A. Duggan (916) 323-5354

File# 2010-0104-02
DEPARTMENT OF CORRECTIONS AND
REHABILITATION
Inmate Credit Earning

This emergency regulatory action, submitted to OAL pursuant to Penal Code section 5058.3 as operationally necessary, deals with inmate credit earning. This emergency regulatory action implements new legislation (SB3x 18, Stats. 2009, c. 28) that provides a number of credit-earning enhancements that will encourage the inmate population to complete approved rehabilitative programs. These regulations also incorporate by reference the Department's Milestone Completion Credit Schedule that sets forth the approved rehabilitative programs and establishes the amount of credit reduction for successful completion of the program.

Title 15
California Code of Regulations
ADOPT: 3042 AMEND: 3040, 3040.1, 3041,
3041.2, 3043, 3043.1, 3043.3, 3043.4, 3043.5,
3043.6, 3044, 3045, 3045.1, 3045.2, 3045.3 RE-
PEAL: 3040.2
Filed 01/25/2010
Effective 01/25/2010
Agency Contact: Kelly Medina (916) 341-7390

File# 2010-0105-01
DEPARTMENT OF CORRECTIONS AND
REHABILITATION
Non-Revocable Parole

The California Department of Corrections and Rehabilitation (CDCR) amended sections 3000, 3075.2, 3075.3, 3502, and 3504 and adopted new section 3505 in title 15 of the California Code of Regulations. This emergency regulatory action, submitted to the Office of Administrative Law (OAL) pursuant to Penal Code section 5058.3 as operationally necessary, establishes Non-Revocable Parole as a form of unsupervised community release pursuant to the provisions of Penal Code section 3000.03 and incorporates by reference the form, Notification of Non-Revocable Parole Requirements, CDCR 1515-A (01/10). This filing is deemed an emer-

gency by the Legislature pursuant to Penal Code section 5058.3.

Title 15
California Code of Regulations
ADOPT: 3075.2(b)(4) through (b)(4)(C), 3075.3(c),
3505 AMEND: 3000, 3075.2, 3075.3, 3502, 3504
Filed 01/25/2010
Effective 01/25/2010
Agency Contact:
Tim Quackenbush (916) 255-5500

File# 2009-1209-04
DEPARTMENT OF FOOD AND AGRICULTURE
Seedless Mandarin and Honey Bee Coexistence

The Department of Food and Agriculture (Department) adopts sections 1430.54, 1430.55, 1430.56, and 1430.57 in Title 3 of the California Code of Regulations to address coexistence issues related to the production of seedless mandarin varieties in close proximity to the apiaries of beekeepers. These regulations are limited in application to Fresno, Kern, Madera, and Tulare counties.

Title 3
California Code of Regulations
ADOPT: 1430.54, 1430.55, 1430.56, 1430.57
Filed 01/25/2010
Effective 02/24/2010
Agency Contact: Carla Sanchez (916) 654-0321

File# 2010-0119-02
DEPARTMENT OF FOOD AND AGRICULTURE
Mediterranean Fruit Fly Interior Quarantine

The Department of Food and Agriculture (Department) amends Section 3406(b) of Title 3 of the California Code of Regulations, relating to an interior quarantine established in San Diego County, to remove approximately 37 square miles of the Imperial Beach area of San Diego County from the area currently under quarantine for the Mediterranean fruit fly as the Mediterranean fruit fly was declared eradicated from this area on January 7, 2010.

Title 3
California Code of Regulations
AMEND: 3406(b)
Filed 01/25/2010
Effective 01/25/2010
Agency Contact:
Stephen S. Brown (916) 654-1017

File# 2010-0121-03
DEPARTMENT OF FOOD AND AGRICULTURE
Light Brown Apple Moth Interior Quarantine

This emergency regulatory action will affect the contiguous quarantine area in Alameda, Santa Clara and

Sonoma counties and will expand this quarantine area by approximately 91 square miles. Additionally, the quarantine area in Healdsburg of Sonoma County will expand by approximately two square miles and the Gonzales area of Monterey County will expand by approximately 17 square miles. The quarantine area in Long Beach, Los Angeles County, was also slightly expanded less than one half of a mile which did not change the current total approximate area of 12 square miles. All of these changes are due to recent findings of the light brown apple moth "LBAM" ("Epiphyas postvittana"). These changes will result in a total of approximately 4,313 square miles under regulation within the State for the pest. The effect of these amendments to the regulation is to establish the authority for the State to perform quarantine activities against the LBAM in these additional quarantine areas.

Title 3

California Code of Regulations

AMEND: 3434(b)

Filed 01/25/2010

Effective 01/25/2010

Agency Contact:

Stephen S. Brown (916) 654-1017

File# 2009-1207-03

DEPARTMENT OF TRANSPORTATION

Adopt-A-Highway Program

In this regulatory action, the Department of Transportation revises regulations relating to its "Adopt-A-Highway Program" established pursuant to California Streets and Highways Code sections 91.5 and 92. The Adopt-A-Highway Program provides the public with an avenue to donate services for maintenance and beautification activities on sections of roadside within California's State Highway System.

Title 21

California Code of Regulations

ADOPT: 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652

Filed 01/21/2010

Effective 01/21/2010

Agency Contact: Terri Patterson (916) 654-2926

File# 2009-1221-01

EMPLOYMENT DEVELOPMENT DEPARTMENT

Combining Wages From Two or More States for Unemployment Insurance Claims

This rulemaking action conforms state regulations, at Title 22 California Code of Regulations sections

455.5-6, 455.5-7, and 455.5-8, to changes in federal regulations which define the term "paying state" for purposes of the Interstate Arrangement for Combining Employment and Wages. The rulemaking changes the definition, consistent with the amended federal regulation, to require that an employment compensation benefits claimant have employment and earnings in the paying state during the paying state's base period, and to require that if a state denies a combined-wage claim it must inform the claimant of the option to file a claim in a state where the worker does have employment and earnings during that other state's base period.

Title 22

California Code of Regulations

AMEND: 455.5-6, 455.5-7, 455.5-8

Filed 01/21/2010

Effective 02/20/2010

Agency Contact: Laura Colozzi (916) 654-7712

File# 2009-1214-01

EMPLOYMENT TRAINING PANEL

June 09 Regulatory Package

This rulemaking, which the ETP has designated as the June 09 Regulatory Package, makes minor changes in regulations that specify the kinds of employment training projects that ETP may fund.

Title 22

California Code of Regulations

AMEND: 4402.2, 4406, 4409, 4420, 4420.5, 4426

Filed 01/27/2010

Effective 02/26/2010

Agency Contact: Maureen Reilly (916) 327-5422

File# 2010-0111-02

OFFICE OF REAL ESTATE APPRAISERS

Appraisal Management Company Registration (SB 237)

This regulatory action is to implement SB 237 (Chapter 173, Statutes of 2009) requiring Appraisal Management Companies (AMCs), effective January 1, 2010, to register with the Office of Real Estate Appraisers (OREA) in order to administer appraisals connected to California property.

Title 10

California Code of Regulations

ADOPT: 3575, 3576, 3577 AMEND: 3500, 3522, 3523, 3524, 3526, 3527, 3528, 3529, 3530, 3582, 3681, 3702, 3703, 3721, 3724, 3726, 3728, 3731, 3741

Filed 01/21/2010

Effective 01/21/2010

Agency Contact: Bob Clark (916) 440-7878

File# 2009-1215-01

STATE TREASURER

Redemption of Registered Warrants

This is the Certificate of Compliance for emergency file 2009-0723-01E. This regulatory action creates a regulatory scheme to notify the public about the requirements for redeeming registered warrants (also known as IOUs) that have been purchased by the person issued the registered warrant. These regulations would also set out how the Treasurer will notify the public when registered warrants are called for redemption — this may be earlier than the maturity date. Finally these regulations would inform the public about the manner in which the Treasurer intends to publicize financial institutions that are willing to accept registered warrants.

Title 2
California Code of Regulations
ADOPT: 1899.570, 1899.575, 1899.580, 1899.585
Filed 01/26/2010
Agency Contact: Mark Paxson (916) 651-6846

File# 2009-1215-02
STATE WATER RESOURCES CONTROL BOARD
Upper Santa Clara River Chloride TMDL revision and Chloride SSOs

This rulemaking action establishes an alternative Total Maximum Daily Load implementation plan, known as the Alternative Water Resources Management Plan, for chloride for the Upper Santa Clara River for Los Angeles and Ventura Counties. The rulemaking establishes conditional site-specific objectives for chloride, waste load allocations for water reclamation treatment, and waste load allocations for sulfate and total dissolved solids.

Title 23
California Code of Regulations
AMEND: 3939.10
Filed 01/26/2010
Effective 01/26/2010
Agency Contact:
Nick Martorano (916) 341-5980

**CCR CHANGES FILED
WITH THE SECRETARY OF STATE
WITHIN August 26, 2009 TO
January 27, 2010**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

Title 2

01/26/10 ADOPT: 1899.570, 1899.575, 1899.580, 1899.585
01/25/10 AMEND: 58100
01/19/10 AMEND: div.8, ch. 102, sec. 59100
01/14/10 AMEND: Section 27000
01/13/10 ADOPT: div. 8, ch. 119, sec. 59640
01/11/10 ADOPT: 18229.1, 18944 REPEAL: 18944
01/05/10 AMEND: div. 8, ch. 49, sec. 53800
12/22/09 AMEND: 1859.96, 1859.148.2, 1859.166.2
12/21/09 AMEND: 1896.4, 1896.12
12/21/09 ADOPT: 20714.5 AMEND: 20711, 20712, 20714, 20716, 20717, 20718, 20719
11/24/09 AMEND: 1859.2
11/24/09 AMEND: 1859.2, 1859.35, 1859.51, Form SAB 50-02, SAB Form 50-03, SAB Form 50-04
11/17/09 ADOPT: 20810, 20811, 20812, 20813, 20814, 20815, 20816, 20817, 20818, 20819, 20820, 20821, 20822, 20823, 20830, 20831, 20832, 20833, 20840, 20841, 20842
11/16/09 AMEND: 1859.129, 1859.197
11/12/09 ADOPT: 18944.4 AMEND: 18944.3
11/12/09 ADOPT: 18219, 18734
11/09/09 ADOPT: 1859.148.2, 1859.166.2 AMEND: 1859.2, 1859.121, 1859.164.2, 1859.197
11/09/09 ADOPT: 604 REPEAL: 604
11/05/09 ADOPT: 60800, 60801, 60802, 60803, 60804, 60805, 60806, 60807, 60808, 60809, 60810, 60811, 60812, 60813, 60814, 60815, 60816, 60817, 60818, 60819, 60820, 60821, 60822, 60823, 60824, 60825, 60826, 60827, 60828, 60829, 60830, 60831, 60832, 60833, 60834, 60835, 60836, 60837, 60840, 60841, 60842, 60843, 60844, 60845, 60846, 60847, 60848, 60849, 60850, 60851, 60852, 60853, 60854, 60855
11/03/09 ADOPT: 1859.96 AMEND: 1859.2, 1859.90
10/01/09 AMEND: 2291, 2292, 2294 ADOPT: 2297
10/01/09 AMEND: 1898.2, 1898.7
09/22/09 ADOPT: 18603, 18603.1
09/22/09 ADOPT: 18901.1 AMEND: 18420.1
09/18/09 AMEND: 1859.76
09/17/09 AMEND: 2270, 2271
09/14/09 AMEND: 588.1, 588.2
08/31/09 ADOPT: 1859.324.2 AMEND: 1859.302, 1859.324.1, 1859.330

Title 3

01/25/10 AMEND: 3434(b)
 01/25/10 AMEND: 3406(b)
 01/25/10 ADOPT: 1430.54, 1430.55, 1430.56, 1430.57
 01/19/10 ADOPT: 3436
 01/12/10 AMEND: 3434(b)
 01/11/10 AMEND: 3406(b) and (c)
 01/06/10 AMEND: 3435(b)
 01/04/10 AMEND: 2675, 2734, 2735
 12/31/09 AMEND: 3434(b), (c), (e)
 12/29/09 AMEND: 3423(b)
 12/28/09 AMEND: 3434(b)
 12/28/09 AMEND: 3434(b)
 12/16/09 AMEND: 3591.20(a)
 12/16/09 AMEND: 3406(b)(c)
 11/25/09 AMEND: 3435(b)
 11/24/09 AMEND: 3430(b)
 11/16/09 AMEND: 3435(b)
 11/16/09 AMEND: 3406(b)(c)
 11/10/09 AMEND: 3434(b)
 10/30/09 AMEND: 3435(b), (c) and (d)
 10/15/09 AMEND: 3434(b)
 10/08/09 AMEND: 3434(b)
 10/08/09 AMEND: 3591.20(a)
 09/24/09 AMEND: 3406(b)
 09/24/09 AMEND: 3434(b)
 09/22/09 AMEND: 6562
 09/15/09 AMEND: 3434(b)
 09/14/09 AMEND: 3435(b)
 09/10/09 ADOPT: 2300.1, 2300.2, 2300.3
 AMEND: 2300
 09/09/09 AMEND: 3434(b)
 09/03/09 AMEND: 3434(b)
 09/01/09 AMEND: 3435(b)
 08/28/09 AMEND: 3434(b)
 08/27/09 AMEND: 3435(b)
 08/27/09 AMEND: 3588
 08/26/09 AMEND: 6400, 6502, 6620, 6626(a)–(b), 6626(c), 6627, 6670, 6672, 6736, and incorporated by reference forms

Title 4

01/27/10 AMEND: 10020
 01/27/10 AMEND: 1890
 01/27/10 AMEND: 1859
 01/27/10 AMEND: 1843.6 and 1858
 12/17/09 AMEND: 8070, 8072, 8073, 8074
 12/09/09 AMEND: 12388
 12/08/09 ADOPT: 12218.8, 12218.9, 12238, 12239 AMEND: 12200.9, 12200.10A, 12200.11, 12200.13, 12203.2, 12205.1, 12218, 12218.7, 12220.13, 12220.18, 12220.23, 12225.1, 12233, 12235

10/27/09 AMEND: 8034, 8035, 8042, 8043
 10/20/09 AMEND: 1606
 10/07/09 AMEND: 7030, 7034, 7035, 7037, 7038, 7042, 7044, 7045, 7046, 7048, 7049, 7050

Title 5

01/21/10 ADOPT: 30701, 30702, 30703, 30704, 30705, 30706, 30707, 30708, and 30709
 REPEAL: 30701, 30702, 30703, 30704, 30705, 30706, 30707, 30708, and 30709
 01/21/10 ADOPT: 80034.1, 80034.2, 80034.3
 AMEND: 80035, 80035.1, 80035.5
 01/04/10 AMEND: 1203, 1204, 1205, 1206, 1207.1, 1208, 1209, 1211, 1217, 1218, 1219, 1220, 1225
 12/18/09 AMEND: 41905
 12/16/09 ADOPT: 19828.4, 19837.3, 19839, 19845.2 AMEND: 19815, 19816, 19816.1, 19828.3, 19837.2, 19845.1, 19846
 12/16/09 ADOPT: 30730, 30731, 30732, 30733, 30734, 30735, 30736
 11/03/09 AMEND: 1200, 1204.5, 1207, 1207.5, 1210, 1211.5, 1215, 1215.5, 1216
 REPEAL: 1207.2

Title 8

12/09/09 AMEND: 9812, 10111.2
 12/02/09 AMEND: 4086
 11/19/09 AMEND: 15600, 15601, 15602, 15603, 15604, 15605, 15606, 15607, 15611
 11/04/09 AMEND: 9771, 9778, 9779, 9779.5
 REPEAL: 9779.9
 10/28/09 AMEND: 3333, 3650
 10/26/09 AMEND: 5306
 10/22/09 AMEND: 3277
 10/07/09 AMEND: 2395.6
 08/31/09 AMEND: 3385
 08/27/09 AMEND: 3400

Title 9

12/21/09 ADOPT: 9550
 12/21/09 ADOPT: 10700, 10701 AMEND: 10518, 10529 REPEAL: 10532, 10533
 11/04/09 ADOPT: 3200.125, 3200.215, 3200.217, 3200.253, 3200.254, 3200.255, 3200.256, 3200.275, 3200.276, 3200.320, 3200.325, 3550, 3810, 3820, 3830, 3840, 3841, 3842, 3843, 3844, 3844.1, 3845, 3850, 3851, 3851.1, 3852, 3853, 3854, 3854.1, 3854.2, 3856
 AMEND: 3310, 3510
 10/26/09 ADOPT: 4350
 09/22/09 ADOPT: 7213.4, 7213.5, 7213.6, 7214.1, 7214.2, 7214.3, 7214.4, 7214.6, 7214.8,

	7215.1, 7216.1, 7216.2, 7220.3, 7220.5, 7220.7 AMEND: 7213, 7213.1, 7213.2, 7213.3, 7214, 7215, 7216, 7218, 7220, 7221, 7224, 7225, 7226, 7226.1, 7226.2, 7227, 7227.1, 7227.2 REPEAL: 7219	09/24/09	AMEND: 260.004, 260.017.1, 260.102.14, 260.165, 260.210, 260.211, 260.230.1, 260.236, 260.236.1, 260.237.2, 260.240, 260.241.3 REPEAL: 260.101, 260.103.3, 260.237.1
09/14/09	ADOPT: 4000, 4005	09/23/09	AMEND: 260.102.8(b), 260.103.6, 260.105.15, 260.113, 260.140.8(b)(4), 260.140.42(e), 260.140.71.2, 260.140.114.1(c), 260.151(a), 260.236(c)(3)(C), 260.608, 1457(d), 1950.122.1, 2020(c), 2030, Note after Subchapter 6 REPEAL: 250.50, 250.51
Title 10		09/17/09	AMEND: 2699.6805
01/21/10	ADOPT: 3575, 3576, 3577 AMEND: 3500, 3522, 3523, 3524, 3526, 3527, 3528, 3529, 3530, 3582, 3681, 3702, 3703, 3721, 3724, 3726, 3728, 3731, 3741	Title 11	
01/07/10	AMEND: 2651.1, 2652.1, 2652.10, 2653.3, 2653.4, 2653.5, 2654.1, 2655.3, 2655.4	01/11/10	38.3
12/15/09	REPEAL: 2232.45.1, 2232.45.2, 2232.45.3, 2232.45.4, 2232.45.5	01/05/10	AMEND: 900, 901, 902, 903, 904, 905, 906 REPEAL: 907, 908, 909, 910, 911
12/08/09	AMEND: 2699.6603	11/09/09	AMEND: 1005, 1007, 1008
12/07/09	ADOPT: 2309.2, 2309.3, 2309.4, 2309.5, 2309.6, 2309.7, 2309.8, 2309.9, 2309.10, 2309.11, 2309.12, 2309.13, 2309.14, 2309.15, 2309.16, 2309.17, 2309.18, 2309.20	10/14/09	AMEND: 9052(c), 9053(b), 9053(c), 9053(e)(5)(A)4, 9053(e)(10)(A), 9053(e)(10)(B), 9054(e)(4), 9057(b), 9059(b), 9059(c), 9059(e)(9)(A), 9059(e)(9)(B), 9060(e)(4)
12/03/09	AMEND: 2698.600, 2698.602	Title 12	
12/01/09	ADOPT: 2031.1, 2031.2, 2031.3, 2031.4, 2031.5, 2031.6, 2031.7, 2031.8 AMEND: 2031.9, 2031.10	10/13/09	ADOPT: 600 REPEAL: 600
12/01/09	ADOPT: 2850.1, 2850.2, 2850.3, 2850.4, 2850.5, 2850.6, 2850.7, 2850.8, 2850.9, 2850.10	09/17/09	ADOPT: 508
12/01/09	ADOPT: 4.1, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9, 4.10	Title 13	
12/01/09	AMEND: 2699.200, 2699.201	01/14/10	ADOPT: 2032 AMEND: 1961, 1962, 1962.1, 1976, 1978
11/19/09	AMEND: 5500, 5501, 5502, 5503, 5504, 5505, 5506, 5507	01/05/10	AMEND: 553.70
11/19/09	AMEND: 2498.5	12/31/09	AMEND: 2449, 2449.1, 2449.2
11/19/09	AMEND: 2498.5	12/31/09	AMEND: 2449, 2449.1, 2449.2
11/19/09	AMEND: 2498.4.9	12/15/09	ADOPT: 155.07 AMEND: 155.05
11/19/09	AMEND: 2498.4.9	12/09/09	ADOPT: 2025
11/10/09	AMEND: 260.101.2, 260.103.4, 260.105.7, 260.105.17, 260.105.33, 260.105.34, 260.211.1, 260.217, 260.230, 260.241.4, 260.242 REPEAL: 260.105.37, 260.204.11	12/03/09	AMEND: 425.01
10/29/09	AMEND: 2699.6809	10/20/09	AMEND: 2433
10/29/09	AMEND: 2699.6600, 2699.6607, 2699.6619, 2699.6621, 2699.6705, 2699.6715, 2699.6725	10/13/09	ADOPT: 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359
10/26/09	AMEND: 2632.9	09/16/09	ADOPT: 2468, 2468.1, 2486.2, 2468.3, 2468.4, 2468.5, 2468.6, 2468.7, 2468.8, 2468.9, 2468.10
10/26/09	AMEND: 2695.85	09/01/09	AMEND: 2222
10/15/09	AMEND: 2632.5	Title 13, 17	
10/06/09	ADOPT: 2728, 2773, 2903 AMEND: 2731, 2848, 2930 REPEAL: 2728, 2755	12/03/09	AMEND: Title 13 — 1956.8, 2020, 2022, 2022.1, 2027, 2449, 2449.3, 2451, 2452, 2453, 2455, 2456, 2458, 2461, 2462, 2479, 2485, Title 17 — 93116.1, 93116.2, 93116.3, 93116.5
09/29/09	AMEND: 2699.6625	Title 14	
		01/14/10	ADOPT: 749.5
		01/13/10	REPEAL: 1.18

01/08/10	AMEND: 4970.00, 4970.01, 4970.05, 4970.06.1, 4970.07, 4970.07.2, 4970.08, 4970.10, 4970.10.1, 4970.10.3, 4970.10.4, 4970.11, 4970.14.1, 4970.14.3, 4970.15.1, 4970.15.2, 4970.15.3, 4970.17, 4970.19, 4970.19.2, 4970.19.4, 4970.20, 4970.21, 4970.22, 4970.24, 4970.25.1, 4970.26	1010, 1029, 1032, 1045, 1055, 1056, 1063, 1081, 1083, 1084, 1100, 1122, 1140, 1160, 1245, 1260, 1264, 1272, 1280
12/29/09	AMEND: 4609	
12/21/09	AMEND: 670.5	01/07/10 ADOPT: 3768, 3768.1, 3768.2, 3768.3 REPEAL: 3999.6
12/21/09	AMEND: 2310, 2320	12/29/09 ADOPT: 3378.3 AMEND: 3000, 3378.1
12/02/09	AMEND: 699.5	12/21/09 AMEND: 3287, 3290
12/01/09	AMEND: 895, 895.1, 898, 914.8, 916, 916.2, 916.5, 916.9, 916.11, 916.12, 923.3, 923.9, 916.9.1, 923.9.1, 934.8, 936.5, 936, 936.2, 936.9, 936.9.1, 936.11, 936.12, 943.3, 943.9, 943.9.1, 954.8, 956.5, 956, 956.2, 956.9, 956.11, 956.12, 963.3, 963.9	11/24/09 ADOPT: 3123, 3124 AMEND: 3041.3, 3122, 3162, 3164, 3165
11/30/09	ADOPT: 1022.4, 1022.5, 1024.6 AMEND: 1035.3, 1090.12, 1092.14	10/23/09 ADOPT: 3999.8
11/30/09	AMEND: 1052, 1052.1, 1052.4	10/14/09 AMEND: 3045.2
11/25/09	AMEND: 895, 895.1, 919.9, 919.10, 939.9, 939.10	10/06/09 AMEND: 3000, 3173.1, 3176, 3176.3, 3315, 3323
11/23/09	ADOPT: 749.4	09/29/09 AMEND: 3341.5
11/18/09	AMEND: 163, 164	Title 16
10/29/09	AMEND: 551	01/06/10 AMEND: 1505
10/27/09	AMEND: 938.8	01/06/10 ADOPT: 2.4
10/27/09	ADOPT: 1530.05 AMEND: 1553, 1554, 1561.1, 1562, 1564, 1567	01/06/10 ADOPT: 1735, 1735.1, 1735.2, 1735.3, 1735.4, 1735.5, 1735.6, 1735.7, 1735.8 AMEND: 1751, 1751.01, 1751.02, 1751.1, 1751.2, 1751.3, 1751.4, 1751.5, 1751.6, 1751.7, 1751.8, 1751.9 REPEAL: 1716.1, 1716.2, 1751.1, 1751.6, 1751.9
10/26/09	ADOPT: 1091.15 AMEND: 1091.9	12/18/09 ADOPT: 81, 87.8, 87.9 AMEND: 80, 87, 87.1, 87.7, 88, 88.1, 88.2, 89
10/22/09	ADOPT: 749.5	12/16/09 ADOPT: 3340.45 AMEND: 3340.5, 3340.15, 3340.16, 3340.42
10/20/09	ADOPT: 6594, 6594.1, 6594.2, 6594.3, 6594.4, 6594.5, 6594.6, 6594.7, 6594.8, 6594.9, 6594.20, 659.21, 6594.22, 6594.23, 6594.24, 6594.25, 6594.26, 6594.27, 6594.40, 6594.41, 6594.42, 6594.43, 6594.44, 6594.45, 6594.46, 6594.47	12/10/09 ADOPT: 39, 40, 41, 42, 43, 44, 45, 46, 48, 48.1, 48.2, 48.3, 48.5, 48.6
10/20/09	AMEND: 300	12/09/09 AMEND: 1314.1
10/07/09	AMEND: 122	12/03/09 AMEND: 1338
10/05/09	AMEND: 670.5	11/30/09 AMEND: 832.45, 832.46, 861 REPEAL: 842
09/15/09	AMEND: 502	11/30/09 AMEND: 2286
Title 15		11/12/09 ADOPT: 645
01/25/10	ADOPT: 3042 AMEND: 3040, 3040.1, 3041, 3041.2, 3043, 3043.1, 3043.3, 3043.4, 3043.5, 3043.6, 3044, 3045, 3045.1, 3045.2, 3045.3 REPEAL: 3040.2	11/05/09 ADOPT: 3340.42.2 AMEND: 3340.17, 3340.42
01/25/10	ADOPT: 3075.2(b)(4) through (b)(4)(C), 3075.3(c), 3505 AMEND: 3000, 3075.2, 3075.3, 3502, 3504	10/08/09 AMEND: 1888
01/07/10	AMEND: 1, 100, 102, 260, 261, 262, 263, 351, 352, 353, 354, 355, 356, 358, 1006,	10/07/09 ADOPT: 1399.90, 1399.91, 1399.92, 1399.93, 1399.94, 1399.95, 1399.96, 1399.97, 1399.98, 1399.99 REPEAL: 1399.50, 1399.52
		10/05/09 ADOPT: 1399.514
		09/16/09 ADOPT: 1950.1 AMEND: 1984
		09/16/09 ADOPT: 1399.720, 1399.721, 1399.722, 1399.723, 1399.724, 1399.725
		09/08/09 AMEND: 2310
		Title 17
		01/12/10 ADOPT: 95480, 95480.1, 95481, 95482, 95483, 95484, 95485, 95486, 95487, 95489, 95490

12/28/09	ADOPT: 95340, 95341, 95342, 95343, 95344, 95345, 95346	08/31/09	ADOPT: 2706-7
12/17/09	ADOPT: 100600, 100601, 100602, 100603, 100604, 100605, 100606, 100607, 100608, 100609, 100610, 100611	Title 23	
12/14/09	ADOPT: 95320, 95321, 95322, 95323, 95324, 95325, 95326	01/26/10	AMEND: 3939.10
12/09/09	ADOPT: 95300, 95301, 95302, 95303, 95304, 95305, 95306, 95307, 95308, 95309, 95310, 95311	12/15/09	AMEND: 2200
11/12/09	AMEND: 30305	12/01/09	ADOPT: 5.1, 13.1, 13.2, 138 AMEND: 1, 3, 4, 5, 6, 7, 8, 13, 15, 109, 112 Table 8.1, 120, 193 Appendix A
11/10/09	ADOPT: 100502	11/04/09	ADOPT: 2631.2
10/15/09	ADOPT: 1230 REPEAL: 1230	11/02/09	ADOPT: 3919.5
09/22/09	AMEND: 2500, 2502, 2505	10/21/09	AMEND: 1062, 1064, 1066, 1070
09/18/09	AMEND: 100500	10/06/09	AMEND: 3939.2
09/01/09	ADOPT: 95360, 95361, 95362, 95363, 95364, 95365, 95366, 95367, 95368, 95369, 95370	09/30/09	ADOPT: 570, 571, 572, 573, 574, 575, 576
Title 18		09/30/09	AMEND: 3939.2
01/25/10	AMEND: 2504, 2505, 2506, 2507, 2508, 2509, 2512, 2513, 2514, 2525, 2530, 2535, 2536, 2537, 2538, 2540, 2541, 2542, 2543, 2544, 2557, 2560, 2561	09/16/09	ADOPT: 2814.20, 2814.21, 2814.22, 2814.23, 2814.24, 2814.25, 2814.26, 2814.27, 2814.28, 2814.29, 2814.30, 2814.31, 2814.32, 2814.33, 2814.34, 2814.35, 2814.36, 2814.37 REPEAL: 2814.20, 2814.21, 2814.22, 2814.23, 2814.24, 2814.25, 2814.26, 2814.27, 2814.28, 2814.29, 2814.30, 2814.31, 2814.32, 2814.33, 2814.34, 2814.35, 2814.36, 2814.37
01/20/10	AMEND: 5237, 5266	09/15/09	ADOPT: 2910.1
09/29/09	AMEND: 1620	09/15/09	ADOPT: 3989.9
Title 19		09/10/09	ADOPT: 490.1, 492.1, 492.2, 492.3, 492.4, 492.5, 492.6, 492.7, 492.8, 492.9, 492.10, 492.11, 492.12, 492.13, 492.14, 492.15, 492.16, 492.17, 493.1, 493.2 AMEND: 490, 491, 492, 493, 494 REPEAL: 495
11/19/09	AMEND: 200, 204, 206, 207, 208, 209, 211, 212, 214, 215, 216, 217	Title 24	
11/06/09	AMEND: 901, 905, 905.2, 906.3	12/02/09	ADOPT: 1-702 AMEND: 1-701
Title 21		Title 25	
01/21/10	ADOPT: 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652	10/29/09	AMEND: 1008
10/06/09	ADOPT: 1412.1, 1412.2, 1412.3, 1412.4, 1412.5, 1412.6, 1412.7, 1412.8, 1412.9	10/15/09	ADOPT: 4100, 4102, 4104
09/16/09	ADOPT: 7700, 7701, 7702, 7703, 7704, 7705, 7706, 7707, 7708, 7709, 7710, 7711	09/17/09	AMEND: 637
Title 22		09/17/09	AMEND: 1008
01/27/10	AMEND: 4402.2, 4406, 4409, 4420, 4420.5, 4426	09/08/09	ADOPT: 7980, 7980.1, 7982, 7982.1, 7982.2, 7982.3, 7982.4, 7983, 7983.1, 7983.2, 7983.3, 7983.4, 7983.5, 7984, 7984.1, 7984.2
01/21/10	AMEND: 455.5-6, 455.5-7, 455.5-8	Title 27	
12/31/09	AMEND: 97018, 97019, 97215, 97216, 97222, 97225, 97226, 97227, 97231, 97232, 97234, 97240, 97241, 97244, 97245, 97246, 97249, 97260, 97261, 97264, 97267	12/17/09	ADOPT: 10010 REPEAL: 10010
12/21/09	AMEND: 7314	12/02/09	AMEND: 27001
11/24/09	ADOPT: 65800, 65801, 65802, 65803, 65804, 65805, 65806, 65807, 65808	10/26/09	AMEND: 25102(d)
		Title 28	
		12/18/09	ADOPT: 1300.67.2.2
		Title MPP	
		12/22/09	AMEND: 11-425, 22-001, 22-003, 22-009, 45-302, 45-303, 45-304, 45-305, 45-306
		12/15/09	AMEND: 70-104

11/10/09 AMEND: 31-002, 31-003 and 31-502
09/22/09 AMEND: 40-107, 42-213, 89-130
08/31/09 ADOPT: 31-021 AMEND: 31-003,
31-410, 31-501